

# **FY 2006 Justice System House File 811**

Last Action:

**House Floor**

April 6, 2005

**AN ACT relating to and making appropriations to the Justice System and providing an effective date.**

**Fiscal Services Division  
Legislative Services Agency**

## **NOTES ON BILLS AND AMENDMENTS (NOBA)**

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# EXECUTIVE SUMMARY NOTES ON BILLS AND AMENDMENTS

# HOUSE FILE 811 FY 2006 JUSTICE SYSTEM APPROPRIATIONS BILL

## FUNDING SUMMARY

## MAJOR INCREASES, DECREASES, AND TRANSFERS OF EXISTING PROGRAMS

- Appropriates a total of \$409.1 million from the General Fund and 5,841.4 FTE positions to the Department of Justice, Department of Corrections, Department of Inspections and Appeals, Iowa Law Enforcement Academy, Board of Parole, Civil Rights Commission, Department of Public Defense, and the Department of Public Safety. This is an increase of \$13.6 million and 128.7 FTE positions compared to the estimated net FY 2005 General Fund appropriation. This is an increase of \$8.0 million if the FY 2005 supplemental appropriations in Division II of this Bill are enacted.
- Appropriates a total of \$5.6 million from the General Fund for FY 2005 supplemental appropriations to the Department of Corrections (DOC), State Public Defender, Department of Public Safety, and the Civil Rights Commission in Division II of the Bill.
- Makes the following General Fund increases for FY 2006:
  - **Civil Rights Commission:** \$93,000 increase for two civil rights specialists. The increase is \$37,000 if the FY 2005 supplemental appropriation in Division II of this Bill is enacted. (Page 22, Line 1)
  - **Department of Corrections:**
    - \$1.8 million increase to add 36.0 Parole/Probation Officers. The increase is \$1.4 million if the FY 2005 supplemental appropriations in Division II of this Bill are enacted. (Page 12, Line 9 through Page 13, Line 28)
    - \$4.7 million for the prison system, including:
      - \$1.5 million to maintain positions when employees return from service in the Iowa National Guard and Reserve. (Page 5, Line 18 through Page 7, Line 15)
      - \$1.5 million for basic life safety issues including food, utility, and pharmacy costs. (Page 5, Line 18 through Page 7, Line 15)
      - \$300,000 for additional mental health staff. (Page 5, Line 27 and Page 6, Line 15)
      - \$700,000 to maintain current operations. (Page 6, Line 4; Page 6, Line 30; Page 7, Line 8)
      - \$662,000 to operate a 24-bed mental health unit at the Iowa Medical Classification Center at Oakdale. Division II of this Bill provides a FY 2005 supplemental appropriation of \$100,000 to renovate existing space for the mental health unit. (Page 6, Line 4)
    - \$1.0 million for the mental health and substance abuse treatment needs of offenders. (Page 7, Line 16)
  - **Department of Public Safety:**
    - \$22,000 increase for Department of Administrative Services reimbursement. (Page 18, Line 11)

**EXECUTIVE SUMMARY  
NOTES ON BILLS AND AMENDMENTS**

**HOUSE FILE 811  
FY 2006 JUSTICE SYSTEM APPROPRIATIONS BILL**

**MAJOR INCREASES, DECREASES,  
AND TRANSFERS OF EXISTING  
PROGRAMS, CONTINUED**

- ***Department of Public Safety, continued:***
  - \$749,000 increase for 4.0 FTE positions for crime lab staff, \$250,000 for crime lab supplies, and 3.0 FTE positions for table game expansion at the three racetracks. The increase is \$599,000 if the FY 2005 supplemental appropriation in Division II of this Bill is enacted. (Page 18, Line 16)
  - \$771,000 increase for a criminal intelligence database. (Page 19, Line 5)
  - \$275,000 increase for 3.0 FTE positions in the Fire Marshal's Office. (Page 19, Line 17)
  - \$635,000 increase for 10.0 FTE positions in the Iowa State Patrol. (Page 20, Line 2)
  - \$140,000 increase for volunteer fire fighter training for new training standards. (Page 21 Line 12)
- ***Department of Inspections and Appeals:*** \$3.4 million increase to fund the projected increase in claims and to fund currently authorized positions in the Office of the State Public Defender. There is no increase in funding for the State Public Defender's Office if the FY 2005 supplemental appropriation in Division II of this Bill is enacted. The FY 2006 funding level for the Indigent Defense Program will be a \$1.1 decrease compared to estimated net FY 2005, if the supplemental appropriation is enacted in Division II of this Bill. (Page 15, Line 27 through Page 16, Line 7)

**STUDIES AND INTENT LANGUAGE**

- Requires the Department of Justice to maintain a record of the estimated time incurred representing each agency or department. (Page 1, Line 20)
- Requires the Department of Justice to report the actual costs and an estimate of the time incurred enforcing the Iowa Competition Law and the Iowa Consumer Fraud Law to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the Legislative Services Agency (LSA) by November 15, 2005. (Page 1, Line 34 and Page 2, Line 34)
- Requires \$250,000 from the Microsoft Corporation settlement to be used for legal costs associated with civil commitment proceedings of sexually violent predators. (Page 2, Line 20)
- Requires the Department of Corrections (DOC) to increase produce gardening by inmates and file a report to the Chairs and Ranking Members of the Justice System Appropriations Subcommittee by December 1, 2005. (Page 11, Line 8)
- Prohibits the DOC from contracting with any nongovernmental entity to house State inmates, unless express authorization of the General Assembly is granted. (Page 12, Line 2)
- Requires the DOC to allocate funds for electronic monitoring and tracking of sex offenders. Requires these offenders to reimburse the DOC for the costs of the monitoring and tracking. (Page 14, Line 12)

**EXECUTIVE SUMMARY  
NOTES ON BILLS AND AMENDMENTS**

**HOUSE FILE 811  
FY 2006 JUSTICE SYSTEM APPROPRIATIONS BILL**

**STUDIES AND INTENT LANGUAGE,  
CONTINUED**

- Requires the DOC to submit a report on inmate labor to the Chairs and Ranking Members of the Justice System Appropriations Subcommittee and the Legislative Services Agency (LSA) by January 15, 2006. (Page 14, Line 22)
- Allows the Iowa Law Enforcement Academy to temporarily exceed the amount appropriated and incur a negative cash balance as long as equal receivables are anticipated at the close of the fiscal year for cash flow purposes. (Page 16, Line 23)
- Requires the Department of Public Safety to allocate the funds necessary for the DNA profiling of all felons and to maintain the sex offender registry's internet web page, including addresses and photographs. Requires the Department to allocate \$25,000 to update the software of the sex offender registry. (Page 21, Line 22)
- Authorizes the appropriation of no more than \$200,000 from the Wireless E911 Emergency Communications Fund for FY 2006 to be used for administration of the Fund and to employ the State Auditor to perform an annual audit on the Fund. (Page 22, Line 9)
- Permits the Iowa Law Enforcement Academy to charge more than one-half the cost of providing the Basic training course, subject to Council approval. This change is repealed on June 30, 2006. (Page 22, Line 20)
- Requires notice to be provided that an autopsy is required in the death of a public safety officer, if that officer may have died in the line of duty. (Page 22, Line 27)

**SIGNIFICANT CHANGES TO THE  
CODE OF IOWA**

## House File 811

House File 811 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
5	2	2	Nwthstnd	Sec. 8.33	Nonreversion of Contingent Appropriation for Environmental Crimes
10	17	5.1(b)	Nwthstnd	Sec. 8.33	Nonreversion of Appropriation for Inmate Education Program
21	17	13.8	Nwthstnd	Sec. 8.33	Nonreversion of Volunteer Fire Fighter Training Grants
22	20	16	Nwthstnd	Sec. 80B.11B	Law Enforcement Academy Fees
22	27	18	Adds	Sec. 144.56A	Public Safety Officer Death - Required Notice - Autopsy
23	3	19	Amends	Sec. 183.1(c), Chapter 1175, 2004 Iowa Acts	Oakdale Correctional Facility Remodeling Project
23	18	20	Amends	Sec. 184.1(a), Chapter 1175, 2004 Iowa Acts	DOC Central Office FY 2005 Supplemental Appropriation
24	2	21.1(a)	Amends	Sec. 185.1(a), Chapter 1175, 2004 Iowa Acts	First CBC District Department FY 2005 Supplemental Appropriation
24	9	21.1(b)	Amends	Sec. 185.1(b), Chapter 1175, 2004 Iowa Acts	Second CBC District Department FY 2005 Supplemental Appropriation
24	16	21.1(c)	Amends	Sec. 185.1(c), Chapter 1175, 2004 Iowa Acts	Third CBC District Department FY 2005 Supplemental Appropriation
24	23	21.1(d)	Amends	Sec. 185.1(d), Chapter 1175, 2004 Iowa Acts	Fourth CBC District Department FY 2005 Supplemental Appropriation
24	30	21.1(e)	Amends	Sec. 185.1(e), Chapter 1175, 2004 Iowa Acts	Fifth CBC District Department FY 2005 Supplemental Appropriation
25	2	21.1(f)	Amends	Sec. 185.1(f), Chapter 1175, 2004 Iowa Acts	Sixth CBC District Department FY 2005 Supplemental Appropriation
25	9	21.1(g)	Amends	Sec. 185.1(g), Chapter 1175, 2004 Iowa Acts	Seventh CBC District Department FY 2005 Supplemental Appropriation
25	16	121.1(h)	Amends	Sec. 185.1(h), Chapter 1175, 2004 Iowa Acts	Eighth CBC District Department FY 2005 Supplemental Appropriation

Page #	Line #	Bill Section	Action	Code Section	Description
25	35	22.1	Amends	Sec. 188.1, Chapter 1175, 2004 Iowa Acts	Office of the State Public Defender FY 2005 Supplemental Appropriation
26	6	22.2	Amends	Sec. 188.2, Chapter 1175, 2004 Iowa Acts	Indigent Defense Program FY 2005 Supplemental Appropriation
26	11	23	Amends	Sec. 192.2, Chapter 1175, 2004 Iowa Acts	Department of Public Safety FY 2005 Supplemental Appropriation
26	24	24	Amends	Sec. 193, Chapter 1175, 2004 Iowa Acts	Civil Rights Commission FY 2005 Supplemental Appropriation

1 1 DIVISION I  
1 2 FY 2005-2006 APPROPRIATIONS

1 3 JUSTICE SYSTEM

1 4 Section 1. DEPARTMENT OF JUSTICE.

1 5 1. There is appropriated from the general fund of the  
1 6 state to the department of justice for the fiscal year  
1 7 beginning July 1, 2005, and ending June 30, 2006, the  
1 8 following amounts, or so much thereof as is necessary, to be  
1 9 used for the purposes designated:

1 10 a. For the general office of attorney general for  
1 11 salaries, support, maintenance, miscellaneous purposes  
1 12 including the prosecuting attorneys training program, victim  
1 13 assistance grants, office of drug control policy (ODCP)  
1 14 prosecuting attorney program, legal services for persons in  
1 15 poverty grants as provided in section 13.34, odometer fraud  
1 16 enforcement, and for not more than the following full-time  
1 17 equivalent positions:

1 18 ..... \$ 7,774,280

1 19 ..... FTEs 214.50

1 20 It is the intent of the general assembly that as a  
1 21 condition of receiving the appropriation provided in this  
1 22 lettered paragraph, the department of justice shall maintain a  
1 23 record of the estimated time incurred representing each agency  
1 24 or department.

1 25 b. For victim assistance grants:

1 26 ..... \$ 5,000

1 27 The funds appropriated in this lettered paragraph shall be

General Fund appropriation to the Department of Justice for the Office of the Attorney General, Prosecuting Attorney Training Program, Victim Assistance Grants, Office of Drug Control Policy, Prosecuting Attorney Training Program, Legal Services Poverty Grants, and Odometer Fraud Enforcement.

DETAIL: Maintains current level of General Fund support and FTE positions.

Specifies that it is the intent of the General Assembly that the Department of Justice maintain a record of the estimated time incurred to represent each agency or department.

General Fund appropriation to the Department of Justice for the Victims Assistance Grants Program.

DETAIL: Maintains current level of General Fund support.

Requires that Victim Assistance funds be awarded as grants to

1 28 used to provide grants to care providers providing services to  
 1 29 crime victims of domestic abuse or to crime victims of rape  
 1 30 and sexual assault.

providers of services for victims of domestic abuse, rape, and sexual assault.

1 31 c. For legal services for persons in poverty grants as  
 1 32 provided in section 13.34:  
 1 33 ..... \$ 0

This is an expected new General Fund appropriation.

DETAIL: House File 682 (Deferred Judgment, Civil Penalty Bill) will generate approximately \$162,000 in FY 2006.

1 34 2. In addition to the funds appropriated in subsection 1,  
 1 35 there is appropriated from the general fund of the state to  
 2 1 the department of justice for the fiscal year beginning July  
 2 2 1, 2005, and ending June 30, 2006, an amount not exceeding  
 2 3 \$200,000 to be used for the enforcement of the Iowa  
 2 4 competition law. The funds appropriated in this subsection  
 2 5 are contingent upon receipt by the general fund of the state  
 2 6 of an amount at least equal to the expenditure amount from  
 2 7 either damages awarded to the state or a political subdivision  
 2 8 of the state by a civil judgment under chapter 553, if the  
 2 9 judgment authorizes the use of the award for enforcement  
 2 10 purposes or costs or attorneys fees awarded the state in state  
 2 11 or federal antitrust actions. However, if the amounts  
 2 12 received as a result of these judgments are in excess of  
 2 13 \$200,000, the excess amounts shall not be appropriated to the  
 2 14 department of justice pursuant to this subsection. The  
 2 15 department of justice shall report the department's actual  
 2 16 costs and an estimate of the time incurred enforcing the  
 2 17 competition law, to the co-chairpersons and ranking members of  
 2 18 the joint appropriations subcommittee on the justice system,  
 2 19 and to the legislative services agency by November 15, 2004.

Contingent General Fund appropriation to the Department of Justice for the enforcement of the Iowa Competition Law. The appropriation is contingent on the receipt of damages due to anti-trust lawsuits and is limited to \$200,000. Requires the Department of Justice to report the Department's actual costs and an estimate of the time incurred to enforce the Iowa Competition Law to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the Legislative Services Agency (LSA) by November 15, 2005.

DETAIL: Maintains current level of contingent funding.

2 20 3. In addition to the funds appropriated in subsection 1,  
 2 21 there is appropriated from the general fund of the state to

Contingent General Fund appropriation to the Department of Justice for administration, operations, and the litigation costs of the Sexually



2 22 the department of justice for the fiscal year beginning July  
 2 23 1, 2005, and ending June 30, 2006, an amount not exceeding  
 2 24 \$300,000 of which \$250,000 shall be used for the civil  
 2 25 commitment of sexually violent predators. The funds  
 2 26 appropriated in this subsection are contingent upon receipt by  
 2 27 the general fund of the state of an amount at least equal to  
 2 28 the expenditure amount from costs or attorney fees awarded the  
 2 29 state in settlement of its antitrust action against Microsoft  
 2 30 brought under chapter 553. However, if the amounts received  
 2 31 as a result of this settlement are in excess of \$300,000, the  
 2 32 excess amounts shall not be appropriated to the department of  
 2 33 justice pursuant to this subsection.

Violent Predators Program. The appropriation is contingent on the receipt of costs or attorney fees awarded to the State due to settlement of the antitrust action against Microsoft Corporation.

DETAIL: The Office of the Attorney General received \$1,714,206 March 31, 2005, for Iowa's share of the settlement.

2 34 4. In addition to the funds appropriated in subsection 1,  
 2 35 there is appropriated from the general fund of the state to  
 3 1 the department of justice for the fiscal year beginning July  
 3 2 1, 2005, and ending June 30, 2006, an amount not exceeding  
 3 3 \$1,125,000 to be used for public education relating to  
 3 4 consumer fraud and for enforcement of section 714.16, and an  
 3 5 amount not exceeding \$75,000 for investigation, prosecution,  
 3 6 and consumer education relating to consumer and criminal fraud  
 3 7 against older Iowans. The funds appropriated in this  
 3 8 subsection are contingent upon receipt by the general fund of  
 3 9 the state of an amount at least equal to the expenditure  
 3 10 amount from damages awarded to the state or a political  
 3 11 subdivision of the state by a civil consumer fraud judgment or  
 3 12 settlement, if the judgment or settlement authorizes the use  
 3 13 of the award for public education on consumer fraud. However,  
 3 14 if the funds received as a result of these judgments and  
 3 15 settlements are in excess of \$1,200,000, the excess funds  
 3 16 shall not be appropriated to the department of justice  
 3 17 pursuant to this subsection. The department of justice shall  
 3 18 report to the co-chairpersons and ranking members of the joint  
 3 19 appropriations subcommittee on the justice system, and to the  
 3 20 legislative services agency by November 15, 2005, the  
 3 21 department's actual costs and an estimate of the time incurred

Contingent General Fund appropriation to the Department of Justice for consumer education and the enforcement of consumer fraud law. The appropriation is contingent on the receipt of damages due to consumer fraud lawsuits and is limited to \$1,200,000. Of this amount, \$1,125,000 is to be used for public education and enforcement purposes, and \$75,000 is to be used for investigation, prosecution, and consumer education relating to fraud against older Iowans. Requires the Department of Justice to report the Department's actual costs and an estimate of the time incurred for education and enforcement of consumer fraud law to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the LSA by November 15, 2005.

DETAIL: Maintains current level of contingent funding.

3 22 in providing education pursuant to and enforcing this  
3 23 subsection.

3 24 5. The balance of the victim compensation fund established  
3 25 in section 915.94 may be used to provide salary and support of  
3 26 not more than 22 FTEs and to provide maintenance for the  
3 27 victim compensation functions of the department of justice.

Permits 22.00 FTE positions to be funded from the Victim Compensation Fund to administer the victim compensation functions of the Department of Justice. Maintains current level of FTE positions.

3 28 6. a. The department of justice, in submitting budget  
3 29 estimates for the fiscal year commencing July 1, 2006,  
3 30 pursuant to section 8.23, shall include a report of funding  
3 31 from sources other than amounts appropriated directly from the  
3 32 general fund of the state to the department of justice or to  
3 33 the office of consumer advocate. These funding sources shall  
3 34 include, but are not limited to, reimbursements from other  
3 35 state agencies, commissions, boards, or similar entities, and  
4 1 reimbursements from special funds or internal accounts within  
4 2 the department of justice. The department of justice shall  
4 3 report actual reimbursements for the fiscal year commencing  
4 4 July 1, 2004, and actual and expected reimbursements for the  
4 5 fiscal year commencing July 1, 2005.

Requires the Department of Justice, in submitting FY 2007 budget estimates, to submit a report to the Department of Management (DOM) that specifies the amount of funding from all sources other than the General Fund. The report is to include actual reimbursements from other fund accounts for FY 2005 and FY 2006.

4 6 b. The department of justice shall include the report  
4 7 required under paragraph "a", as well as information regarding  
4 8 any revisions occurring as a result of reimbursements actually  
4 9 received or expected at a later date, in a report to the co-  
4 10 chairpersons and ranking members of the joint appropriations  
4 11 subcommittee on the justice system and the legislative  
4 12 services agency. The department of justice shall submit the  
4 13 report on or before January 15, 2006.

Requires the Department of Justice to submit a report that specifies the amount of funding from all sources other than the General Fund and any revisions that occur as a result of actual reimbursements. The report is to be submitted to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the LSA by January 15, 2006.

4 14 Sec. 2. DEPARTMENT OF JUSTICE -- ENVIRONMENTAL CRIMES  
4 15 INVESTIGATION AND PROSECUTION -- FUNDING. There is  
4 16 appropriated from the environmental crime fund of the

Contingent appropriation from the Environmental Crime Fund of up to \$20,000 to the Department of Justice. The appropriation is contingent on receipt of contributions, court-ordered restitution, and consent decrees as a part of civil or regulatory enforcement actions.

4 17 department of justice, consisting of court-ordered fines and  
4 18 penalties awarded to the department arising out of the  
4 19 prosecution of environmental crimes, to the department of  
4 20 justice for the fiscal year beginning July 1, 2005, and ending  
4 21 June 30, 2006, an amount not exceeding \$20,000 to be used by  
4 22 the department, at the discretion of the attorney general, for  
4 23 the investigation and prosecution of environmental crimes,  
4 24 including the reimbursement of expenses incurred by county,  
4 25 municipal, and other local governmental agencies cooperating  
4 26 with the department in the investigation and prosecution of  
4 27 environmental crimes.  
4 28 The funds appropriated in this section are contingent upon  
4 29 receipt by the environmental crime fund of the department of  
4 30 justice of an amount at least equal to the appropriations made  
4 31 in this section and received from contributions, court-ordered  
4 32 restitution as part of judgments in criminal cases, and  
4 33 consent decrees entered into as part of civil or regulatory  
4 34 enforcement actions. However, if the funds received during  
4 35 the fiscal year are in excess of \$20,000, the excess funds  
5 1 shall be deposited in the general fund of the state.

The funds are to be used for the investigation and prosecution of environmental crimes.

DETAIL: Maintains current level of contingent funding.

5 2 Notwithstanding section 8.33, moneys appropriated in this  
5 3 section that remain unencumbered or unobligated at the close  
5 4 of the fiscal year shall not revert but shall remain available  
5 5 for expenditure for the purpose designated until the close of  
5 6 the succeeding fiscal year.

CODE: Allows any ending balance of the contingent appropriation from the Environmental Crime Fund to carry forward to the next fiscal year.

5 7 Sec. 3. OFFICE OF CONSUMER ADVOCATE. There is  
5 8 appropriated from the general fund of the state to the office  
5 9 of consumer advocate of the department of justice for the  
5 10 fiscal year beginning July 1, 2005, and ending June 30, 2006,  
5 11 the following amount, or so much thereof as is necessary, to  
5 12 be used for the purposes designated:  
5 13 For salaries, support, maintenance, miscellaneous purposes,  
5 14 and for not more than the following full-time equivalent

General Fund appropriation to the Department of Justice for the Office of the Consumer Advocate.

DETAIL: Maintains current level of General Fund support and FTE positions.

5 15 positions:

5 16 ..... \$ 2,810,442

5 17 ..... FTEs 27.00

5 18 Sec. 4. DEPARTMENT OF CORRECTIONS -- FACILITIES.

5 19 1. There is appropriated from the general fund of the  
5 20 state to the department of corrections for the fiscal year  
5 21 beginning July 1, 2005, and ending June 30, 2006, the  
5 22 following amounts, or so much thereof as is necessary, to be  
5 23 used for the purposes designated:

5 24 For the operation of adult correctional institutions,  
5 25 reimbursement of counties for certain confinement costs, and  
5 26 federal prison reimbursement, to be allocated as follows:

5 27 a. For the operation of the Fort Madison correctional  
5 28 facility, including salaries, support, maintenance, and  
5 29 miscellaneous purposes:

5 30 ..... \$ 38,923,261

General Fund appropriation to the Department of Corrections (DOC)  
for the Fort Madison Correctional Facility.

DETAIL: This is an increase of \$752,835 and 11.50 FTE positions  
compared to the estimated net FY 2005 appropriation. The change  
includes:

- An increase of \$338,408 and 8.00 FTE positions to maintain  
correctional officer positions when staff returns from active  
military duty.
- An increase of \$165,000 for daily operations, including \$65,000  
for food and \$100,000 for utility costs.
- An increase of \$249,427 and 3.50 FTE positions to address  
mental health issues.

5 31 b. For the operation of the Anamosa correctional facility,  
5 32 including salaries, support, maintenance, and miscellaneous  
5 33 purposes:

5 34 ..... \$ 27,257,452

General Fund appropriation to the DOC for the Anamosa Correctional  
Facility.

DETAIL: This is an increase of \$242,403 and 3.50 FTE positions  
compared to the estimated net FY 2005 appropriation. The change

5 35 Moneys are provided within this appropriation for one full-  
 6 1 time substance abuse counselor for the Luster Heights  
 6 2 facility, for the purpose of certification of a substance  
 6 3 abuse program at that facility.

6 4 c. For the operation of the Oakdale correctional facility,  
 6 5 including salaries, support, maintenance, and miscellaneous  
 6 6 purposes:  
 6 7 ..... \$ 24,730,278

6 8 d. For the operation of the Newton correctional facility,

includes:

- An increase of \$126,903 and 3.00 FTE positions to maintain correctional officer positions when staff returns from active military duty.
- An increase of \$115,500 for daily operations, including \$38,500 for pharmacy, \$48,500 for food, and \$28,500 for utility costs.
- An increase of 0.50 FTE position as a budget adjustment.

Specifies that funds be provided for one substance abuse counselor to be employed at the Luster Heights Facility.

General Fund appropriation to the DOC for the Oakdale Correctional Facility.

DETAIL: This is an increase of \$1,105,553 and 50.50 FTE positions compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$84,602 and 2.00 FTE positions to maintain correctional officer positions when staff returns from active military duty.
- An increase of \$159,000 for daily operations, including \$100,000 for food and \$59,000 for utility costs.
- An increase of \$200,000 and 4.00 FTE positions to maintain correctional officer positions that are currently filled.
- An increase of \$661,951 and 24.50 FTE positions to operate a 24-bed mental health unit. Division II of this Bill provides a FY 2005 supplemental appropriation of \$100,000 for the one-time cost of renovating space for the mental health unit.
- An increase of 20.00 FTE positions as a budget adjustment.

General Fund appropriation to the DOC for the Newton Correctional

6 9 including salaries, support, maintenance, and miscellaneous  
 6 10 purposes:  
 6 11 ..... \$ 25,073,632

Facility.

DETAIL: This is an increase of \$441,903 and 1.00 FTE position compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$126,903 and 3.00 FTE positions to maintain correctional officer positions when staff returns from active military duty.
- An increase of \$315,000 for daily operations, including \$115,000 for pharmacy, \$100,000 for food, and \$100,000 for utility costs.
- A decrease of 2.00 FTE positions as a budget adjustment.

6 12 e. For the operation of the Mt. Pleasant correctional  
 6 13 facility, including salaries, support, maintenance, and  
 6 14 miscellaneous purposes:  
 6 15 ..... \$ 23,003,340

General Fund appropriation to the DOC for the Mount Pleasant Correctional Facility.

DETAIL: This is an increase of \$443,064 and 7.00 FTE positions compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$253,806 and 6.00 FTE positions to maintain correctional officer positions when staff returns from active military duty.
- An increase of \$117,000 for daily operations, including \$27,000 for pharmacy, \$40,000 for food, and \$50,000 for utility costs.
- An increase of \$72,258 and 1.00 FTE position to address mental health issues. The position is a Psychologist 3.

6 16 In addition to the funds allocated in this paragraph "e",  
 6 17 there is appropriated from the general fund of the state to  
 6 18 the department of corrections for the fiscal year beginning  
 6 19 July 1, 2005, and ending June 30, 2006, an amount not  
 6 20 exceeding \$10,000 to be used for the chapel at the Mount  
 6 21 Pleasant correctional facility. The funds appropriated in  
 6 22 this paragraph are contingent upon receipt by the general fund  
 6 23 of the state of an amount at least equal to the expenditure

Contingent General Fund appropriation to the Department of Corrections for the renovation of the Mount Pleasant Correctional Facility chapel area. The appropriation is contingent on the receipt of costs or attorney fees awarded to the State due to settlement of the antitrust action against Microsoft Corporation.

DETAIL: The Office of the Attorney General received \$1,714,206 March 31, 2005, for Iowa's share of the settlement.

6 24 amount from costs or attorney fees awarded the state in  
 6 25 settlement of its antitrust action against Microsoft brought  
 6 26 under chapter 553. However, if the amounts received as a  
 6 27 result of this settlement are in excess of \$10,000, the excess  
 6 28 amounts shall not be appropriated to the department of  
 6 29 corrections pursuant to this paragraph.

6 30 f. For the operation of the Rockwell City correctional  
 6 31 facility, including salaries, support, maintenance, and  
 6 32 miscellaneous purposes:  
 6 33 ..... \$ 8,096,378

General Fund appropriation to the DOC for the Rockwell City Correctional Facility.

DETAIL: This is an increase of \$298,602 and 1.00 FTE position compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$84,602 and 2.00 FTE positions to maintain correctional officer positions when staff returns from active military duty.
- An increase of \$114,000 for daily operations, including \$10,000 for pharmacy, \$50,000 for food, and \$54,000 for utility costs.
- An increase of \$100,000 and 2.00 FTE positions to maintain correctional officer positions that are currently filled.
- A decrease of 3.00 FTE positions as a budget adjustment.

6 34 g. For the operation of the Clarinda correctional  
 6 35 facility, including salaries, support, maintenance, and  
 7 1 miscellaneous purposes:  
 7 2 ..... \$ 22,904,497

General Fund appropriation to the DOC for the Clarinda Correctional Facility.

DETAIL: This is an increase of \$313,505 and 1.00 FTE position compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$211,505 and 5.00 FTE positions to maintain correctional officer positions when staff returns from active military duty.
- An increase of \$102,000 for daily operations, including \$22,000 for pharmacy, \$30,000 for food, and \$50,000 for utility costs.
- A decrease of 4.00 FTE positions as a budget adjustment.

7 3 Moneys received by the department of corrections as  
7 4 reimbursement for services provided to the Clarinda youth  
7 5 corporation are appropriated to the department and shall be  
7 6 used for the purpose of operating the Clarinda correctional  
7 7 facility.

Appropriates reimbursements from the Clarinda Youth Academy to the DOC for operating costs associated with the Clarinda Correctional Facility.

DETAIL: The Clarinda Youth Academy's annual reimbursement to the prison is approximately \$1,000,000.

7 8 h. For the operation of the Mitchellville correctional  
7 9 facility, including salaries, support, maintenance, and  
7 10 miscellaneous purposes:  
7 11 ..... \$ 14,002,603

General Fund appropriation to the DOC for the Mitchellville Correctional Facility.

DETAIL: This is an increase of \$754,602 and 9.50 FTE positions compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$84,602 and 2.00 FTE positions to maintain correctional officer positions when staff returns from active military duty.
- An increase of \$270,000 for daily operations, including \$100,000 for pharmacy, \$75,000 for food, and \$95,000 for utility costs.
- An increase of \$400,000 and 7.50 FTE positions to maintain positions that are currently filled. These positions include an administrative assistant, social worker, security staff, and a part-time physician.

7 12 i. For the operation of the Fort Dodge correctional  
7 13 facility, including salaries, support, maintenance, and  
7 14 miscellaneous purposes:  
7 15 ..... \$ 26,315,943

General Fund appropriation to the DOC for the Fort Dodge Correctional Facility.

DETAIL: This is an increase of \$331,169 and 4.00 FTE position compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$188,669 and 4.00 FTE positions to maintain correctional officer positions when staff returns from active military duty.
- An increase of \$142,500 for daily operations, including \$20,000 for pharmacy, \$75,000 for food, and \$47,500 for utility costs.

7 16 j. For inmate substance abuse and mental health treatment:

General Fund appropriation to the DOC for substance abuse and



7 17 ..... \$ 1,000,000

mental health treatment of offenders.

DETAIL: This is a new appropriation.

7 18 In addition to the funds appropriated in this paragraph,  
 7 19 there is appropriated from the general fund of the state to  
 7 20 the department of corrections for the fiscal year beginning  
 7 21 July 1, 2005, and ending June 30, 2006, an amount not to  
 7 22 exceed \$214,000 to be used for inmate substance abuse and  
 7 23 mental health treatment. The funds appropriated in this  
 7 24 paragraph are contingent upon the receipt by the general fund  
 7 25 of the state of an amount at least equal to the expenditure  
 7 26 amount from costs or attorney fees awarded the state in  
 7 27 settlement of its antitrust action against Microsoft brought  
 7 28 under chapter 553. However, if the amounts received as a  
 7 29 result of this settlement are in excess of \$214,000, the  
 7 30 excess amounts shall not be appropriated to the department of  
 7 31 corrections pursuant to this paragraph.

Contingent General Fund appropriation to the Department of Corrections for substance abuse and mental health treatment of offenders. The appropriation is contingent on the receipt of costs or attorney fees awarded to the State due to settlement of the antitrust action against Microsoft Corporation.

DETAIL: The Office of the Attorney General received \$1,714,206 March 31, 2005, for Iowa's share of the settlement.

7 32 k. For reimbursement of counties for temporary confinement  
 7 33 of work release and parole violators, as provided in sections  
 7 34 901.7, 904.908, and 906.17 and for offenders confined pursuant  
 7 35 to section 904.513:

8 1 ..... \$ 674,954

General Fund appropriation to the DOC for the County Confinement Account to pay for holding alleged parole and work release violators until their revocation hearing.

DETAIL: Maintains current level of General Fund support.

8 2 l. For federal prison reimbursement, reimbursements for  
 8 3 out-of-state placements, and miscellaneous contracts:

8 4 ..... \$ 241,293

General Fund appropriation to the DOC to reimburse the federal Bureau of Prisons for confining Iowa inmates and to pay miscellaneous contracts.

DETAIL: Maintains current level of General Fund support.

8 5 2. The department of corrections shall use funds  
 8 6 appropriated in subsection 1 to continue to contract for the  
 8 7 services of a Muslim imam.

Requires the DOC to contract with a Muslim imam to provide religious services and religious counseling.

DETAIL: This contract is required pursuant to a federal court order.

8 8 3. In addition to the funds appropriated in subsection 1,  
8 9 there is appropriated from the general fund of the state to  
8 10 the department of corrections for the fiscal year beginning  
8 11 July 1, 2005, and ending June 30, 2006, an amount not  
8 12 exceeding \$42,000 to be used for education programming. The  
8 13 funds appropriated in this subsection are contingent upon  
8 14 receipt by the general fund of the state of an amount at least  
8 15 equal to the expenditure amount from costs or attorney fees  
8 16 awarded the state in settlement of its antitrust action  
8 17 against Microsoft brought under chapter 553. However, if the  
8 18 amounts received as a result of this settlement are in excess  
8 19 of \$42,000, the excess amounts shall not be appropriated to  
8 20 the department of corrections pursuant to this subsection.

Contingent General Fund appropriation of no more than \$42,000 to the DOC for the inmate education program. The appropriation is contingent upon the receipt of costs or attorney fees awarded to the State due to settlement of the antitrust action against Microsoft Corporation.

DETAIL: The Office of the Attorney General received \$1,714,206 March 31, 2005, for Iowa's share of the settlement.

8 21 Sec. 5. DEPARTMENT OF CORRECTIONS -- ADMINISTRATION.

8 22 1. There is appropriated from the general fund of the  
8 23 state to the department of corrections for the fiscal year  
8 24 beginning July 1, 2005, and ending June 30, 2006, the  
8 25 following amounts, or so much thereof as is necessary, to be  
8 26 used for the purposes designated:

8 27 a. For general administration, including salaries,  
8 28 support, maintenance, employment of an education director to  
8 29 administer a centralized education program for the  
8 30 correctional system, and miscellaneous purposes:  
8 31 ..... \$ 2,829,708

General Fund appropriation to the DOC for the Central Office.

DETAIL: Maintains current level of General Fund support and FTE positions.

NOTE: Division II of this Bill provides a FY 2005 supplemental appropriation of \$414,416 for Central Office. The FY 2006 General Fund appropriation will be a decrease of \$414,416 compared to the estimated net FY 2005 appropriation, if the supplemental appropriation is enacted.

8 32 (1) It is the intent of the general assembly that as a  
8 33 condition of receiving the appropriation provided in this  
8 34 lettered paragraph, the department of corrections shall not,  
8 35 except as otherwise provided in subparagraph (3), enter into a  
9 1 new contract, unless the contract is a renewal of an existing  
9 2 contract, for the expenditure of moneys in excess of \$100,000  
9 3 during the fiscal year beginning July 1, 2005, for the  
9 4 privatization of services performed by the department using  
9 5 state employees as of July 1, 2005, or for the privatization  
9 6 of new services by the department, without prior consultation  
9 7 with any applicable state employee organization affected by  
9 8 the proposed new contract and prior notification of the co-  
9 9 chairpersons and ranking members of the joint appropriations  
9 10 subcommittee on the justice system.

Specifies that it is the intent of the General Assembly that, as a condition of receiving appropriated funds, the DOC not enter into a contract in excess of \$100,000 for privatized services during FY 2006 without prior notification of the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee. Existing contracts may be renewed without notification.

9 11 (2) It is the intent of the general assembly that each  
9 12 lease negotiated by the department of corrections with a  
9 13 private corporation for the purpose of providing private  
9 14 industry employment of inmates in a correctional institution  
9 15 shall prohibit the private corporation from utilizing inmate  
9 16 labor for partisan political purposes for any person seeking  
9 17 election to public office in this state and that a violation  
9 18 of this requirement shall result in a termination of the lease  
9 19 agreement.

Specifies that it is the intent of the General Assembly that the DOC prohibit the use of inmate labor for partisan political activities within Iowa when contracting for inmate workers to be employed by a private business. Violation of these contract terms will result in termination of the contract.

9 20 (3) It is the intent of the general assembly that as a  
9 21 condition of receiving the appropriation provided in this  
9 22 lettered paragraph, the department of corrections shall not  
9 23 enter into a lease or contractual agreement pursuant to  
9 24 section 904.809 with a private corporation for the use of  
9 25 building space for the purpose of providing inmate employment  
9 26 without providing that the terms of the lease or contract

Specifies that it is the intent of the General Assembly that, as a condition of receiving the appropriated funds, the DOC, when contracting with a private business for inmate employment, shall restrict inmates' access to citizens' personal identifying information.

9 27 establish safeguards to restrict, to the greatest extent  
9 28 feasible, access by inmates working for the private  
9 29 corporation to personal identifying information of citizens.

9 30 b. For educational programs for inmates at state penal  
9 31 institutions:  
9 32 ..... \$ 1,008,358

General Fund appropriation to the DOC for educational programs for inmates.

DETAIL: Maintains current level of General Fund support.

9 33 It is the intent of the general assembly that moneys  
9 34 appropriated in this lettered paragraph shall be used solely  
9 35 for the purpose indicated and that the moneys shall not be  
10 1 transferred for any other purpose. In addition, it is the  
10 2 intent of the general assembly that the department shall  
10 3 consult with the community colleges in the areas in which the  
10 4 institutions are located to utilize moneys appropriated in  
10 5 this lettered paragraph to fund the high school completion,  
10 6 high school equivalency diploma, adult literacy, and adult  
10 7 basic education programs in a manner so as to maintain these  
10 8 programs at the institutions.  
10 9 To maximize the funding for educational programs, the  
10 10 department shall establish guidelines and procedures to  
10 11 prioritize the availability of educational and vocational  
10 12 training for inmates based upon the goal of facilitating an  
10 13 inmate's successful release from the correctional institution.  
10 14 The director of the department of corrections may transfer  
10 15 moneys from Iowa prison industries for use in educational  
10 16 programs for inmates.

Specifies that it is the intent of the General Assembly that these funds be used only for inmate education. Also requires the DOC to consult with community colleges located within the area of the prisons regarding how to maintain the high school completion, high school equivalency diploma, adult literacy, and adult basic education programs at the Institutions. Requires the DOC to establish guidelines and procedures to prioritize admission to educational and vocational programs to facilitate inmates' successful release from prison. Permits the DOC to transfer funds from the Iowa Prison Industries Revolving Fund for educational programs for inmates.

10 17 Notwithstanding section 8.33, moneys appropriated in this  
10 18 lettered paragraph that remain unobligated or unexpended at  
10 19 the close of the fiscal year shall not revert but shall remain  
10 20 available for expenditure only for the purpose designated in  
10 21 this lettered paragraph until the close of the succeeding  
10 22 fiscal year.

CODE: Requires that unexpended and unobligated educational program funds not revert to the General Fund but remain available in FY 2006 only for the specified purposes.

10 23 c. For the development of the Iowa corrections offender  
 10 24 network (ICON) data system:  
 10 25 ..... \$ 427,700

General Fund appropriation to the DOC for the Iowa Corrections Offender Network (ICON).

DETAIL: Maintains current level of General Fund support.

10 26 2. It is the intent of the general assembly that the  
 10 27 department of corrections shall continue to operate the  
 10 28 correctional farms under the control of the department at the  
 10 29 same or greater level of participation and involvement as  
 10 30 existed as of January 1, 2005, shall not enter into any rental  
 10 31 agreement or contract concerning any farmland under the  
 10 32 control of the department that is not subject to a rental  
 10 33 agreement or contract as of January 1, 2005, without prior  
 10 34 legislative approval, and shall further attempt to provide job  
 10 35 opportunities at the farms for inmates. The department shall  
 11 1 attempt to provide job opportunities at the farms for inmates  
 11 2 by encouraging labor-intensive farming or gardening where  
 11 3 appropriate, using inmates to grow produce and meat for  
 11 4 institutional consumption, researching the possibility of  
 11 5 instituting food canning and cook-and-chill operations, and  
 11 6 exploring opportunities for organic farming and gardening,  
 11 7 livestock ventures, horticulture, and specialized crops.

Specifies that it is the intent of the General Assembly that the DOC continue farm operations at the same or greater level as existed on January 1, 2005. The DOC is prohibited from renting farmland under the control of the DOC that is not currently being rented without legislative approval. The DOC is to provide meaningful job opportunities for inmates employed on the farms.

11 8 3. The department shall work to increase produce gardening  
 11 9 by inmates under the control of the correctional institutions,  
 11 10 and, if appropriate, may use the central distribution network  
 11 11 at the Woodward state resource center. The department shall  
 11 12 file a report with the co-chairpersons and ranking members of  
 11 13 the joint appropriations subcommittee on the justice system by  
 11 14 December 1, 2005, regarding the feasibility of expanding the  
 11 15 number of acres devoted to organic gardening and to the  
 11 16 growing of organic produce for sale.

Requires the DOC to increase produce gardening by inmates and, if appropriate, permits the DOC to use the central distribution network at the Woodward State Resource Center. Requires the DOC to file a report with the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee by December 1, 2005, regarding the feasibility of expanding the number of acres devoted to organic gardening and to growing organic produce for sale.

11 17 4. The department of corrections shall submit a report to

Requires the DOC to submit a report to the General Assembly by January 1, 2006, concerning the FY 2005 revenues recouped from

11 18 the general assembly by January 1, 2006, concerning moneys  
11 19 recouped from inmate earnings for the reimbursement of  
11 20 operational expenses of the applicable facility during the  
11 21 fiscal year beginning July 1, 2004, for each correctional  
11 22 institution and judicial district department of correctional  
11 23 services. In addition, each correctional institution and  
11 24 judicial district department of correctional services shall  
11 25 continue to submit a report to the legislative services agency  
11 26 on a monthly basis concerning moneys recouped from inmate  
11 27 earnings pursuant to sections 904.702, 904.809, and 905.14.

inmate earnings for operational expenses for each prison and CBC District Department. Each prison and CBC District Department is required to submit monthly reports to the LSA concerning funds recovered from offenders for inmate deductions, private sector employment of inmates, and enrollment fees.

11 28 5. The department of corrections, in consultation with the  
11 29 board of parole, shall study the feasibility of establishing a  
11 30 mentoring program using unpaid volunteers to mentor persons  
11 31 who are on probation or parole. The department of corrections  
11 32 shall file a report regarding the study with the co-  
11 33 chairpersons and ranking members of the joint appropriations  
11 34 subcommittee on the justice system and the legislative  
11 35 services agency by December 15, 2005. The report shall detail  
12 1 the feasibility of establishing such a mentoring program.

Requires the DOC and the Board of Parole to study the feasibility of establishing a mentoring program. Requires the DOC to file a report regarding the study with the Co-Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the LSA by December 15, 2005.

12 2 6. It is the intent of the general assembly that as a  
12 3 condition of receiving the appropriation provided in this  
12 4 lettered paragraph, the department shall not enter into any  
12 5 agreement with a private sector nongovernmental entity for the  
12 6 purpose of housing inmates committed to the custody of the  
12 7 director of the department, without express authorization of  
12 8 the general assembly to do so.

Prohibits the DOC from entering into any contractual agreement for housing State inmates, unless the General Assembly permits it.

12 9 Sec. 6. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL  
12 10 SERVICES.

12 11 1. There is appropriated from the general fund of the  
12 12 state to the department of corrections for the fiscal year  
12 13 beginning July 1, 2005, and ending June 30, 2006, the  
12 14 following amounts, or so much thereof as is necessary, to be

12 15 allocated as follows:

12 16     a. For the first judicial district department of  
12 17 correctional services, including the treatment and supervision  
12 18 of probation and parole violators who have been released from  
12 19 the department of corrections violator program, the following  
12 20 amount, or so much thereof as is necessary:  
12 21 ..... \$ 10,406,624

General Fund appropriation to the DOC for the First CBC District Department.

DETAIL: This is an increase of \$293,592 and 6.00 FTE positions compared to the estimated net FY 2005 appropriation. The increase is for six Parole/Probation Officer II positions.

NOTE: Division II of this Bill provides a FY 2005 supplemental appropriation of \$52,125 for supervision of methamphetamine offenders. The FY 2006 General Fund appropriation will be an increase of \$241,467 compared to the estimated net FY 2005 appropriation, if the supplemental appropriation is enacted.

12 22     b. For the second judicial district department of  
12 23 correctional services, including the treatment and supervision  
12 24 of probation and parole violators who have been released from  
12 25 the department of corrections violator program, the following  
12 26 amount, or so much thereof as is necessary:  
12 27 ..... \$ 8,017,509

General Fund appropriation to the DOC for the Second CBC District Department.

DETAIL: This is an increase of \$244,660 and a decrease of 0.75 FTE position compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$244,660 for 5.00 Parole/Probation Officer II positions.
- A decrease of 5.75 FTE positions as a budget adjustment.

NOTE: Division II of this Bill provides a FY 2005 supplemental appropriation of \$47,625 for supervision of methamphetamine offenders. The FY 2006 General Fund appropriation will be an increase of \$197,035 compared to the estimated net FY 2005 appropriation, if the supplemental appropriation is enacted.

12 28     c. For the third judicial district department of  
12 29 correctional services, including the treatment and supervision  
12 30 of probation and parole violators who have been released from  
12 31 the department of corrections violator program, the following  
12 32 amount, or so much thereof as is necessary:

General Fund appropriation to the DOC for the Third CBC District Department.

DETAIL: This is an increase of \$195,728 and 4.00 FTE positions compared to the estimated net FY 2005 appropriation. The increase is for four Parole/Probation Officer II positions.

12 33 ..... \$ 4,836,472

NOTE: Division II of this Bill provides a FY 2005 supplemental appropriation of \$37,125 for supervision of methamphetamine offenders. The FY 2006 General Fund appropriation will be an increase of \$158,603 compared to the estimated net FY 2005 appropriation, if the supplemental appropriation is enacted.

12 34 d. For the fourth judicial district department of  
12 35 correctional services, including the treatment and supervision  
13 1 of probation and parole violators who have been released from  
13 2 the department of corrections violator program, the following  
13 3 amount, or so much thereof as is necessary:  
13 4 ..... \$ 4,305,545

General Fund appropriation to the DOC for the Fourth CBC District Department.

DETAIL: This is an increase of \$48,932 and 1.00 FTE position compared to the estimated net FY 2005 appropriation. The increase is for one Parole/Probation Officer II position.

NOTE: Division II of this Bill provides a FY 2005 supplemental appropriation of \$19,500 for supervision of methamphetamine offenders. The FY 2006 General Fund appropriation will be an increase of \$29,432 compared to the estimated net FY 2005 appropriation, if the supplemental appropriation is enacted.

13 5 e. For the fifth judicial district department of  
13 6 correctional services, including the treatment and supervision  
13 7 of probation and parole violators who have been released from  
13 8 the department of corrections violator program, the following  
13 9 amount, or so much thereof as is necessary:  
13 10 ..... \$ 13,547,738

General Fund appropriation to the DOC for the Fifth CBC District Department.

DETAIL: This is an increase of \$538,252 and 11.00 FTE positions compared to the estimated net FY 2005 appropriation. The increase is for 11.00 Parole/Probation Officer II positions.

NOTE: Division II of this Bill provides a FY 2005 supplemental appropriation of \$122,625 for supervision of methamphetamine offenders. The FY 2006 General Fund appropriation will be an increase of \$415,627 compared to the estimated net FY 2005 appropriation, if the supplemental appropriation is enacted.

13 11 f. For the sixth judicial district department of  
13 12 correctional services, including the treatment and supervision  
13 13 of probation and parole violators who have been released from  
13 14 the department of corrections violator program, the following

General Fund appropriation to the DOC for the Sixth CBC District Department.

DETAIL: This is an increase of \$244,660 and a decrease of 2.75 FTE positions compared to the estimated net FY 2005 appropriation. The



13 15 amount, or so much thereof as is necessary:  
 13 16 ..... \$ 10,331,724

change includes:

- An increase of \$244,660 for 5.00 Parole/Probation Officer II positions.
- A decrease of 7.75 FTE positions as a budget adjustment.

NOTE: Division II of this Bill provides a FY 2005 supplemental appropriation of \$40,500 for supervision of methamphetamine offenders. The FY 2006 General Fund appropriation will be an increase of \$204,160 compared to the estimated net FY 2005 appropriation, if the supplemental appropriation is enacted.

13 17 g. For the seventh judicial district department of  
 13 18 correctional services, including the treatment and supervision  
 13 19 of probation and parole violators who have been released from  
 13 20 the department of corrections violator program, the following  
 13 21 amount, or so much thereof as is necessary:  
 13 22 ..... \$ 5,787,248

General Fund appropriation to the DOC for the Seventh CBC District Department.

DETAIL: This is an increase of \$97,864 and 2.00 FTE positions compared to the estimated net FY 2005 appropriation. The increase is for two Parole/Probation Officer II positions.

NOTE: Division II of this Bill provides a FY 2005 supplemental appropriation of \$23,625 for supervision of methamphetamine offenders. The FY 2006 General Fund appropriation will be an increase of \$74,239 compared to the estimated net FY 2005 appropriation, if the supplemental appropriation is enacted.

13 23 h. For the eighth judicial district department of  
 13 24 correctional services, including the treatment and supervision  
 13 25 of probation and parole violators who have been released from  
 13 26 the department of corrections violator program, the following  
 13 27 amount, or so much thereof as is necessary:  
 13 28 ..... \$ 5,722,888

General Fund appropriation to the DOC for the Eighth CBC District Department.

DETAIL: This is an increase of \$136,312 and 2.00 FTE positions compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$97,864 for two Parole/Probation Officer II positions.
- An increase of \$38,448 for overtime costs.

NOTE: Division II of this Bill provides a FY 2005 supplemental appropriation of \$31,875 for supervision of methamphetamine

offenders. The FY 2006 General Fund appropriation will be an increase of \$104,437 compared to the estimated net FY 2005 appropriation, if the supplemental appropriation is enacted.

13 29 2. Each judicial district department of correctional  
13 30 services, within the funding available, shall continue  
13 31 programs and plans established within that district to provide  
13 32 for intensive supervision, sex offender treatment, diversion  
13 33 of low-risk offenders to the least restrictive sanction  
13 34 available, job development, and expanded use of intermediate  
13 35 criminal sanctions.

Requires each CBC District Department, within available funding, to continue programs and plans established within the District Department for intensive supervision, sex offender treatment, diversion of low-risk offenders to the least restrictive sanction available, job development, and expanded use of intermediate sanctions.

14 1 3. Each judicial district department of correctional  
14 2 services shall provide alternatives to prison consistent with  
14 3 chapter 901B. The alternatives to prison shall ensure public  
14 4 safety while providing maximum rehabilitation to the offender.  
14 5 A judicial district department may also establish a day  
14 6 program.

Requires each CBC District Department to provide alternatives to prison consistent with statute. Permits the District Departments to establish day programs.

14 7 4. The governor's office of drug control policy shall  
14 8 consider federal grants made to the department of corrections  
14 9 for the benefit of each of the eight judicial district  
14 10 departments of correctional services as local government  
14 11 grants, as defined pursuant to federal regulations.

Requires the Office of Drug Control Policy to consider grants made to the DOC for the benefit of the CBC District Departments as local government grants rather than State government grants or as defined by federal regulations.

14 12 Sec. 7. ELECTRONIC TRACKING AND MONITORING. Of the  
14 13 amounts appropriated in sections 4, 5, and 6, the department  
14 14 of corrections shall allocate the funds necessary for  
14 15 electronic tracking and monitoring of persons under  
14 16 supervision and who are required to register as sex offenders.  
14 17 It is the intent of the general assembly that persons who  
14 18 are subject to electronic tracking and monitoring shall  
14 19 reimburse the department of corrections the cost of such  
14 20 tracking and monitoring.

Requires the DOC to allocate the funds necessary for electronic monitoring and tracking of sex offenders. Requires offenders to reimburse the DOC for the costs.

FISCAL IMPACT: It is estimated this fee will generate approximately \$227,000 annually statewide. This amount is based on an annual charge of \$3,200 per offender for costs associated with the electronic monitoring system, and a 10.00% collection rate (similar to recoupment rates for attorney fees for indigent defense). Funds generated by this fee will remain at the local CBC District Department

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level.

14 21    Sec. 8. INTENT -- REPORTS.

14 22       1. The department of corrections shall submit a report on  
14 23 inmate labor to the general assembly, to the co-chairpersons  
14 24 and the ranking members of the joint appropriations  
14 25 subcommittee on the justice system, and to the legislative  
14 26 services agency by January 15, 2006. The report shall  
14 27 specifically address the progress the department has made in  
14 28 implementing the requirements of section 904.701, inmate labor  
14 29 on capital improvement projects, community work crews, inmate  
14 30 produce gardening, and private-sector employment.

Requires the DOC to submit a report regarding inmate labor to the General Assembly, Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and the LSA by January 15, 2006. Specifies the content of the report.

14 31       2. The department in cooperation with townships, the Iowa  
14 32 cemetery associations, and other nonprofit or governmental  
14 33 entities may use inmate labor to restore or preserve rural  
14 34 cemeteries and historical landmarks. The department in  
14 35 cooperation with the counties may also use inmate labor to  
15 1 clean up roads, major water sources, and other water sources  
15 2 around the state.

Permits the DOC to work with nonprofit and governmental entities to use inmate labor to restore or preserve rural cemeteries or historical landmarks, and clean up roads and water resources.

15 3       3. Each month the department shall provide a status report  
15 4 regarding private-sector employment to the legislative  
15 5 services agency beginning on July 1, 2005. The report shall  
15 6 include the number of offenders employed in the private  
15 7 sector, the combined number of hours worked by the offenders,  
15 8 and the total amount of allowances, and the distribution of  
15 9 allowances pursuant to section 904.702, including any moneys  
15 10 deposited in the general fund of the state.

Requires the DOC to provide a monthly status report to the LSA regarding private sector employment of inmates.

15 11    Sec. 9. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

15 12       1. As used in this section, unless the context otherwise  
15 13 requires, "state agency" means the government of the state of

Encourages State agencies to buy products from Iowa Prison Industries whenever possible. Requires State agencies to obtain a bid from Iowa Prison Industries for purchases of office furniture

15 14 Iowa, including but not limited to all executive branch  
 15 15 departments, agencies, boards, bureaus, and commissions, the  
 15 16 judicial branch, the general assembly and all legislative  
 15 17 agencies, institutions within the purview of the state board  
 15 18 of regents, and any corporation whose primary function is to  
 15 19 act as an instrumentality of the state.  
 15 20 2. State agencies are hereby encouraged to purchase  
 15 21 products from Iowa state industries, as defined in section  
 15 22 904.802, when purchases are required and the products are  
 15 23 available from Iowa state industries. State agencies shall  
 15 24 obtain bids from Iowa state industries for purchases of office  
 15 25 furniture exceeding \$5,000 or in accordance with applicable  
 15 26 administrative rules related to purchases for the agency.

exceeding \$5,000.

15 27 Sec. 10. STATE PUBLIC DEFENDER. There is appropriated  
 15 28 from the general fund of the state to the office of the state  
 15 29 public defender of the department of inspections and appeals  
 15 30 for the fiscal year beginning July 1, 2005, and ending June  
 15 31 30, 2006, the following amounts, or so much thereof as is  
 15 32 necessary, to be allocated as follows for the purposes  
 15 33 designated:

15 34 1. For salaries, support, maintenance, and miscellaneous  
 15 35 purposes, and for not more than the following full-time  
 16 1 equivalent positions:  
 16 2 ..... \$ 18,444,964  
 16 3 ..... FTEs 202.00

General Fund appropriation to the Department of Inspections and Appeals for the Office of the State Public Defender.

DETAIL: This is an increase of \$1,584,115 and no change in FTE positions compared to the estimated net FY 2005 appropriation. The increase funds currently authorized positions.

NOTE: Division II of this Bill provides a FY 2005 supplemental appropriation of \$1,584,115 for the State Public Defender's Office. The FY 2006 General Fund appropriation will be the same as the estimated net FY 2005 appropriation, if the supplemental appropriation is enacted.

16 4 2. For the fees of court-appointed attorneys for indigent

General Fund appropriation to the Department of Inspections and

16 5 adults and juveniles, in accordance with section 232.141 and  
 16 6 chapter 815:  
 16 7 ..... \$ 21,163,082

Appeals for the Indigent Defense Program.

DETAIL: This is an increase of \$1,807,785 compared to the estimated net FY 2005 appropriation. The increase funds a projected increase in claims from court-appointed attorneys.

NOTE: Division II of this Bill provides a FY 2005 supplemental appropriation of \$2,896,042 for the Indigent Defense Program. The FY 2006 General Fund appropriation will be a decrease of \$1,088,257 compared to the estimated net FY 2005 appropriation, if the supplemental appropriation is enacted.

16 8 Sec. 11. IOWA LAW ENFORCEMENT ACADEMY.

16 9 1. There is appropriated from the general fund of the  
 16 10 state to the Iowa law enforcement academy for the fiscal year  
 16 11 beginning July 1, 2005, and ending June 30, 2006, the  
 16 12 following amount, or so much thereof as is necessary, to be  
 16 13 used for the purposes designated:  
 16 14 For salaries, support, maintenance, miscellaneous purposes,  
 16 15 including jailer training and technical assistance, and for  
 16 16 not more than the following full-time equivalent positions:  
 16 17 ..... \$ 1,075,138  
 16 18 ..... FTEs 30.05

General Fund appropriation to the Iowa Law Enforcement Academy (ILEA).

DETAIL: Maintains current level of General Fund support and FTE positions.

16 19 It is the intent of the general assembly that the Iowa law  
 16 20 enforcement academy may provide training of state and local  
 16 21 law enforcement personnel concerning the recognition of and  
 16 22 response to persons with Alzheimer's disease.

Specifies the intent of the General Assembly that the Iowa Law Enforcement Academy may offer training for law enforcement officers in recognizing and responding to persons with Alzheimer's disease.

16 23 The Iowa law enforcement academy may temporarily exceed and  
 16 24 draw more than the amount appropriated and incur a negative  
 16 25 cash balance as long as there are receivables equal to or  
 16 26 greater than the negative balance and the amount appropriated  
 16 27 in this subsection is not exceeded at the close of the fiscal

Allows the Iowa Law Enforcement Academy to incur a negative balance as long as there are equal receivables coming into the Academy by the close of the fiscal year.

DETAIL: This language is to help with cash flow issues the Academy

16 28 year.

faces in the last quarter of the fiscal year.

16 29 2. The Iowa law enforcement academy may select at least  
16 30 five automobiles of the department of public safety, division  
16 31 of the Iowa state patrol, prior to turning over the  
16 32 automobiles to the department of administrative services to be  
16 33 disposed of by public auction and the Iowa law enforcement  
16 34 academy may exchange any automobile owned by the academy for  
16 35 each automobile selected if the selected automobile is used in  
17 1 training law enforcement officers at the academy. However,  
17 2 any automobile exchanged by the academy shall be substituted  
17 3 for the selected vehicle of the department of public safety  
17 4 and sold by public auction with the receipts being deposited  
17 5 in the depreciation fund to the credit of the department of  
17 6 public safety, division of the Iowa state patrol.

Allows the Iowa Law Enforcement Academy to annually select at least five vehicles turned in to the State fleet administrator by the Department of Public Safety and exchange them for any of the Academy's training vehicles. The vehicles received by the Department of Public Safety from the Academy are to be sold at public auction. Requires the receipts to be deposited into the depreciation fund used to purchase new vehicles for the Department of Public Safety.

17 7 Sec. 12. BOARD OF PAROLE. There is appropriated from the  
17 8 general fund of the state to the board of parole for the  
17 9 fiscal year beginning July 1, 2005, and ending June 30, 2006,  
17 10 the following amount, or so much thereof as is necessary, to  
17 11 be used for the purposes designated:  
17 12 For salaries, support, maintenance, miscellaneous purposes,  
17 13 and for not more than the following full-time equivalent  
17 14 positions:  
17 15 ..... \$ 1,121,044  
17 16 ..... FTEs 17.50

General Fund appropriation to the Board of Parole.

DETAIL: This is an increase of \$48,484 and 1.00 FTE position compared to the estimated net FY 2004 appropriation. The increase funds a part-time Administrative Law Judge and a part-time clerk.

17 17 Sec. 13. DEPARTMENT OF PUBLIC DEFENSE. There is  
17 18 appropriated from the general fund of the state to the  
17 19 department of public defense for the fiscal year beginning  
17 20 July 1, 2005, and ending June 30, 2006, the following amounts,  
17 21 or so much thereof as is necessary, to be used for the  
17 22 purposes designated:

## 17 23 1. MILITARY DIVISION

17 24 For salaries, support, maintenance, miscellaneous purposes,  
17 25 and for not more than the following full-time equivalent  
17 26 positions:

17 27 ..... \$ 5,130,040  
17 28 ..... FTEs 312.55

General Fund appropriation to the Military Division of the Department of Public Defense.

DETAIL: Maintains current level of General Fund support and a decrease of 4.80 FTE positions compared to the estimated net FY 2005 appropriation.

17 29 If there is a surplus in the general fund of the state for  
17 30 the fiscal year ending June 30, 2006, within 60 days after the  
17 31 close of the fiscal year, the military division may incur up  
17 32 to an additional \$500,000 in expenditures from the surplus  
17 33 prior to transfer of the surplus pursuant to section 8.57.

Allows the Military Division to incur a negative cash balance as long as the Division has federal reimbursable expenses to cover the negative balance.

DETAIL: The Military Division can experience a delay of up to 30 days in federal reimbursement of eligible expenses. This authorization allows the Division to borrow State General Fund dollars to cover federal reimbursable expenses until the federal funds are received. To alleviate the cash flow problem, the federal government has instituted an Advance Payment System that allows the State to receive an advance of federal funds in order to meet payroll and other requirements. The Division has implemented the accounting procedures to use the new System.

## 17 34 2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION

17 35 For salaries, support, maintenance, miscellaneous purposes,  
18 1 and for not more than the following full-time equivalent  
18 2 positions:

18 3 ..... \$ 1,172,230  
18 4 ..... FTEs 24.75

General Fund appropriation to the Emergency Management Division of the Department of Public Defense.

DETAIL: Maintains current level of General Fund support and a decrease of 0.50 FTE position.

18 5 Sec. 14. DEPARTMENT OF PUBLIC SAFETY. There is  
18 6 appropriated from the general fund of the state to the  
18 7 department of public safety for the fiscal year beginning July

18 8 1, 2005, and ending June 30, 2006, the following amounts, or  
 18 9 so much thereof as is necessary, to be used for the purposes  
 18 10 designated:

18 11 1. For the department's administrative functions,  
 18 12 including the criminal justice information system, and for not  
 18 13 more than the following full-time equivalent positions:  
 18 14 ..... \$ 3,095,033  
 18 15 ..... FTEs 38.00

General Fund appropriation to the Department of Public Safety for the Administrative Services Division.

DETAIL: This is an increase of \$21,759 and 1.00 FTE position compared to the estimated net FY 2005 appropriation. This change includes an increase in funding for Department of Administrative Services (DAS) billings for rent, heat, utilities, etc. The FTE increase is for a clerical position to assist with the Peace Officers Retirement (POR) Fund and human resources matters.

18 16 2. For the division of criminal investigation and bureau  
 18 17 of identification, including the state's contribution to the  
 18 18 peace officers' retirement, accident, and disability system  
 18 19 provided in chapter 97A in the amount of 17 percent of the  
 18 20 salaries for which the funds are appropriated, to meet federal  
 18 21 fund matching requirements, and for not more than the  
 18 22 following full-time equivalent positions:  
 18 23 ..... \$ 14,807,052  
 18 24 ..... FTEs 222.50

General Fund appropriation to the Department of Public Safety for the Division of Criminal Investigation (DCI).

DETAIL: This is an increase of \$748,542 and 7.00 FTE positions compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$250,000 for supplies for the crime lab.
- An increase of \$286,944 and 3.00 FTE positions for three additional special agents, one at each racetrack, including training, equipment, and supplies for the expansion of table games at the racetracks.
- An increase of \$211,598 and 4.00 FTE positions for three criminalists and one secretary for the new crime lab.

NOTE: Division II of this Bill provides a FY 2005 supplemental appropriation of \$150,000 for additional gaming agents. The FY 2006 General Fund appropriation will be an increase of \$598,542 compared to the estimated net FY 2005 appropriation, if the supplemental appropriation is enacted.

18 25 3. For the criminalistics laboratory fund, if created in  
 18 26 section 602.8108:

This is an expected new General Fund appropriation.



18 27 ..... \$ 0

DETAIL: General Fund appropriation contingency language is related to the passage of HF 682, Crime Lab Surcharge and Deferred Judgment, Civil Penalty Bill, which would provide approximately \$342,000 in funding for equipment for the Division of Criminal Investigation (DCI) Crime Lab.

18 28 The department of public safety, with the approval of the  
18 29 department of management, may employ no more than two special  
18 30 agents and four gaming enforcement officers for each  
18 31 additional riverboat regulated after July 1, 2005, and one  
18 32 special agent for each racing facility which becomes  
18 33 operational during the fiscal year which begins July 1, 2005.  
18 34 One additional gaming enforcement officer, up to a total of  
18 35 four per riverboat, may be employed for each riverboat that  
19 1 has extended operations to 24 hours and has not previously  
19 2 operated with a 24-hour schedule. Positions authorized in  
19 3 this paragraph are in addition to the full-time equivalent  
19 4 positions otherwise authorized in this subsection.

Permits the Department of Public Safety to employ a maximum of two special agents and four gaming officers upon receiving approval from the Department of Management for new riverboats licensed after July 1, 2005, and for riverboats that have extended operations to 24 hours. Also, permits the employment of one special agent for each racing facility that becomes operational during FY 2006.

19 5 4. a. For the division of narcotics enforcement,  
19 6 including the state's contribution to the peace officers'  
19 7 retirement, accident, and disability system provided in  
19 8 chapter 97A in the amount of 17 percent of the salaries for  
19 9 which the funds are appropriated, to meet federal fund  
19 10 matching requirements, and for not more than the following  
19 11 full-time equivalent positions:  
19 12 ..... \$ 4,701,141  
19 13 ..... FTEs 75.00

General Fund appropriation to the Department of Public Safety for the Narcotics Enforcement Division.

DETAIL: This is an increase of \$771,052 and no change in FTE positions compared to the estimated net FY 2005 appropriation. The increase in funding is for a criminal information database to track gangs and terrorists. The money would cover a nine month lapse in federal funding (October 2005 through June 2006) and would pay the salaries of seven sworn and nine civilian staff.

19 14 b. For the division of narcotics enforcement for  
19 15 undercover purchases:  
19 16 ..... \$ 123,343

General Fund appropriation to the Department of Public Safety for undercover purchases by the Division of Narcotics Enforcement.

DETAIL: Maintains current level of General Fund support.

19 17 5. a. For the state fire marshal's office, including the

General Fund appropriation to the Department of Public Safety for the

19 18 state's contribution to the peace officers' retirement,  
 19 19 accident, and disability system provided in chapter 97A in the  
 19 20 amount of 17 percent of the salaries for which the funds are  
 19 21 appropriated, and for not more than the following full-time  
 19 22 equivalent positions:

19 23 ..... \$ 2,456,998

19 24 ..... FTEs 42.00

State Fire Marshal's Office.

DETAIL: This is an increase of \$275,000 and 3.00 FTE positions compared to the estimated net FY 2005 appropriation for Fire Marshal Inspectors.

19 25 b. For the state fire marshal's office, for fire  
 19 26 protection services as provided through the state fire service  
 19 27 and emergency response council as created in the department,  
 19 28 and for not more than the following full-time equivalent  
 19 29 positions:

19 30 ..... \$ 638,021

19 31 ..... FTEs 10.00

General Fund appropriation to the State Fire Marshal's Office for Fire Protection Services.

DETAIL: Maintains current level of General Fund support and FTE positions.

19 32 Of the amount appropriated in this paragraph, the state  
 19 33 fire marshal shall allocate \$200 for the mailing of a notice  
 19 34 to all affected agencies or emergency services providers  
 19 35 informing the agencies or providers about the requirement of  
 20 1 an autopsy under section 144.56A.

Requires the State Fire Marshal to allocate \$200 for the mailing of of a notice to all affected agencies about the requirements of an autopsy.

20 2 6. For the division of the Iowa state patrol of the  
 20 3 department of public safety, for salaries, support,  
 20 4 maintenance, workers' compensation costs, and miscellaneous  
 20 5 purposes, including the state's contribution to the peace  
 20 6 officers' retirement, accident, and disability system provided  
 20 7 in chapter 97A in the amount of 17 percent of the salaries for  
 20 8 which the funds are appropriated, and for not more than the  
 20 9 following full-time equivalent positions:

20 10 ..... \$ 43,151,973

20 11 ..... FTEs 531.00

General Fund appropriation to the Department of Public Safety for the Iowa State Patrol.

DETAIL: This is an increase of \$634,840 and 10.00 FTE positions compared to the estimated net FY 2005 appropriation.

- An increase of \$559,840 and 10.00 FTE positions for additional troopers for the Iowa State Patrol.
- An increase of \$75,000 for racial profiling training for Department of Public Safety officers.

20 12 In addition to the funds otherwise appropriated in this

Contingent General Fund appropriation to the Department of Public

20 13 subsection, there is appropriated from the general fund of the  
 20 14 state to the division of the Iowa state patrol for the fiscal  
 20 15 year beginning July 1, 2005, and ending June 30, 2006, an  
 20 16 amount not exceeding \$390,000 to be used for motor vehicle  
 20 17 depreciation. The funds appropriated in this paragraph are  
 20 18 contingent upon receipt by the general fund of the state of an  
 20 19 amount at least equal to the expenditure amount from costs or  
 20 20 attorney fees awarded the state in settlement of its antitrust  
 20 21 action against Microsoft brought under chapter 553. However,  
 20 22 if the amounts received as a result of this settlement are in  
 20 23 excess of \$390,000, the excess amounts shall not be  
 20 24 appropriated to the division of the Iowa state patrol pursuant  
 20 25 to this paragraph.

Safety for the Iowa State Patrol. The appropriation is contingent on the receipt of costs or attorney fees awarded to the State due to settlement of the antitrust action against Microsoft Corporation.

DETAIL: DETAIL: The Office of the Attorney General received \$1,714,206 March 31, 2005, for Iowa's share of the settlement. The \$390,000 is to be used for vehicle depreciation to purchase 20 additional State Patrol vehicles.

20 26 It is the intent of the general assembly that members of  
 20 27 the Iowa state patrol be assigned to patrol the highways and  
 20 28 roads in lieu of assignments for inspecting school buses for  
 20 29 the school districts.

Specifies the intent of the General Assembly that the Iowa State Patrol assign education officers to perform school bus inspections rather than having road troopers perform these inspections.

20 30 7. For deposit in the public safety law enforcement sick  
 20 31 leave benefits fund established under section 80.42, for all  
 20 32 departmental employees eligible to receive benefits for  
 20 33 accrued sick leave under the collective bargaining agreement:  
 20 34 ..... \$ 316,179

General Fund appropriation to create a non-reversionary fund in the Department of Public Safety to be used for sick leave payout. All sworn officers of the Department are eligible to receive benefits for accrued sick leave under the collective bargaining agreement.

DETAIL: Maintains current level of funding compared to the estimated net FY 2005 appropriation.

20 35 An employee of the department of public safety who retires  
 21 1 after July 1, 2005, but prior to June 30, 2006, is eligible  
 21 2 for payment of life or health insurance premiums as provided  
 21 3 for in the collective bargaining agreement covering the public  
 21 4 safety bargaining unit at the time of retirement if that  
 21 5 employee previously served in a position which would have been  
 21 6 covered by the agreement. The employee shall be given credit  
 21 7 for the service in that prior position as though it were

Allows employees of the Department of Public Safety retiring after July 1, 2005, but prior to June 30, 2006, to be eligible for insurance benefits as provided by the collective bargaining agreement. The employees must have previously served in positions that would have been covered by the agreement. This allows supervisors in the Department to keep benefits earned while under the collective bargaining contract.

21 8 covered by that agreement. The provisions of this subsection  
 21 9 shall not operate to reduce any retirement benefits an  
 21 10 employee may have earned under other collective bargaining  
 21 11 agreements or retirement programs.

21 12 8. For costs associated with the training and equipment  
 21 13 needs of volunteer fire fighters and for not more than the  
 21 14 following full-time equivalent position:

21 15 ..... \$ 699,587  
 21 16 ..... FTEs 1.00

General Fund appropriation to the Department of Public Safety for Volunteer Fire Fighter Training Grants.

DETAIL: This is an increase of \$140,000 and no change in FTE positions compared to the estimated net FY 2005 appropriation. The increase is for new volunteer firefighter training standards.

21 17 Notwithstanding section 8.33, moneys appropriated in this  
 21 18 subsection that remain unobligated or unexpended at the close  
 21 19 of the fiscal year shall not revert but shall remain available  
 21 20 for expenditure only for the purpose designated in this  
 21 21 subsection until the close of the succeeding fiscal year.

CODE: Allows the balance remaining at the end of the fiscal year to carry forward to the next fiscal year for fire fighter training grants.

21 22 Of the amounts appropriated in this section, the department  
 21 23 shall allocate the funds necessary for the DNA profiling of  
 21 24 all felons. In addition, of the amounts appropriated in this  
 21 25 section the department shall allocate the funds necessary for  
 21 26 personnel to maintain information, including addresses and  
 21 27 photographs, for the sex offender registry's internet page,  
 21 28 and shall allocate \$25,000 to update the sex offender  
 21 29 registry.

Requires the Department of Public Safety to allocate the funds necessary for the DNA profiling of all felons. Requires the Department to allocate the funds necessary to maintain the Sex Offender Registry web site, including addresses and photographs. Requires the Department to allocate \$25,000 to update the Sex Offender Registry.

21 30 Sec. 15. CIVIL RIGHTS COMMISSION. There is appropriated  
 21 31 from the general fund of the state to the Iowa state civil  
 21 32 rights commission for the fiscal year beginning July 1, 2005,  
 21 33 and ending June 30, 2006, the following amount, or so much  
 21 34 thereof as is necessary, to be used for the purposes  
 21 35 designated:

22 1 For salaries, support, maintenance, miscellaneous purposes,

General Fund appropriation to the Civil Rights Commission.

22 2 and for not more than the following full-time equivalent  
 22 3 positions:  
 22 4 ..... \$ 950,788  
 22 5 ..... FTEs 27.50

DETAIL: This is an increase of \$92,700 and 0.50 FTE position compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$92,700 for two Civil Rights Specialists.
- A decrease of 2.50 FTE positions as a budget adjustment.

22 6 The Iowa state civil rights commission may enter into a  
 22 7 contract with a nonprofit organization to provide legal  
 22 8 assistance to resolve civil rights complaints.

Permits the Commission to enter into a contract with a non-profit organization for legal assistance.

22 9 Sec. 16. HOMELAND SECURITY AND EMERGENCY MANAGEMENT  
 22 10 DIVISION. There is appropriated from the wireless E911  
 22 11 emergency communications fund to the administrator of the  
 22 12 homeland security and emergency management division of the  
 22 13 department of public defense for the fiscal year beginning  
 22 14 July 1, 2005, and ending June 30, 2006, an amount not  
 22 15 exceeding two hundred thousand dollars to be used for  
 22 16 implementation, support, and maintenance of the functions of  
 22 17 the administrator and program manager under chapter 34A and to  
 22 18 employ the auditor of the state to perform an annual audit of  
 22 19 the wireless E911 emergency communications fund.

Permits continued funding from the Wireless E911 Emergency Communications Fund for the Emergency Management Division of the Department of Public Defense through FY 2006.

DETAIL: The Division receives up to \$200,000 for the administration of the wireless E911 service and allows money to be used to employ the State Auditor to perform an annual audit on the Fund.

22 20 Sec. 17. IOWA LAW ENFORCEMENT ACADEMY -- FEES.  
 22 21 Notwithstanding section 80B.11B, the Iowa law enforcement  
 22 22 academy may charge more than one-half the cost of providing  
 22 23 the basic training course if a majority of the Iowa law  
 22 24 enforcement academy council authorizes charging more than one-  
 22 25 half of the cost of providing basic training. This section is  
 22 26 repealed on June 30, 2006.

CODE: Allows the Iowa Law Enforcement Academy to charge more than one-half the cost to provide training if approved by the Law Enforcement Academy Council. This Section is repealed June 30, 2006.

22 27 Sec. 18. NEW SECTION. 144.56A PUBLIC SAFETY OFFICER

CODE: Requires notice that an autopsy is required if the individual

## 22 28 DEATH -- REQUIRED NOTICE -- AUTOPSY.

22 29 A person who is authorized to pronounce individuals dead is  
 22 30 required to inform one of the persons authorized to request an  
 22 31 autopsy, as provided in section 144.56, that an autopsy will  
 22 32 be required if the individual who died was a public safety  
 22 33 officer who may have died in the line of duty and an eligible  
 22 34 beneficiary of the deceased seeks to claim a federal public  
 22 35 safety officer death benefit.

who died is a public safety officer who may have died in the line of  
 duty, and an eligible beneficiary seeks to claim a federal public safety  
 officer death benefit.

23 1 DIVISION II  
 23 2 SUPPLEMENTAL APPROPRIATIONS

## 23 3 DEPARTMENT OF CORRECTIONS -- FACILITIES

23 4 Sec. 19. 2004 Iowa Acts, chapter 1175, section 183,  
 23 5 subsection 1, paragraph c, is amended to read as follows:  
 23 6 c. For the operation of the Oakdale correctional facility,  
 23 7 including salaries, support, maintenance, and miscellaneous  
 23 8 purposes:

23 9 ..... \$ 23,536,936  
 23 10 23,636,936

CODE: General Fund supplemental appropriation to the DOC for the  
 Iowa Medical and Classification Center at Oakdale.

DETAIL: This is an increase of \$100,000 for the one-time costs of  
 remodeling vacant space to establish a specialized 24-bed mental  
 health unit.

23 11 Of the funds allocated in this paragraph "c", \$100,000 is  
 23 12 allocated for the costs of remodeling and construction to  
 23 13 establish a specialized 24-bed mental health unit for  
 23 14 offenders who are not ordered to inpatient mental health  
 23 15 treatment. The unit shall operate as an adjunct to the  
 23 16 licensed hospital program within the Oakdale correctional  
 23 17 facility.

Specifies that \$100,000 is required to be used for the renovation costs  
 of remodeling vacant space to establish a 24-bed mental health unit.

## 23 18 DEPARTMENT OF CORRECTIONS -- ADMINISTRATION

23 19 Sec. 20. 2004 Iowa Acts, chapter 1175, section 184,  
 23 20 subsection 1, paragraph a, unnumbered paragraph 1, is amended  
 23 21 to read as follows:

23 22 For general administration, including salaries, support,

CODE: General Fund supplemental appropriation to the DOC for  
 Central Office.

DETAIL: This is an increase of \$414,416 for operations.

23 23 maintenance, employment of an education director to administer  
 23 24 a centralized education program for the correctional system,  
 23 25 and miscellaneous purposes:  
 23 26 ..... \$ ~~2,784,393~~  
 23 27 3,198,809

23 28 JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL  
 23 29 SERVICES

23 30 Sec. 21. 2004 Iowa Acts, chapter 1175, section 185,  
 23 31 subsection 1, is amended to read as follows:  
 23 32 1. There is appropriated from the general fund of the  
 23 33 state to the department of corrections for the fiscal year  
 23 34 beginning July 1, 2004, and ending June 30, 2005, the  
 23 35 following amounts, or so much thereof as is necessary, to be  
 24 1 allocated as follows:

24 2 a. For the first judicial district department of  
 24 3 correctional services, including the treatment and supervision  
 24 4 of probation and parole violators who have been released from  
 24 5 the department of corrections violator program, the following  
 24 6 amount, or so much thereof as is necessary:  
 24 7 ..... \$ ~~10,090,207~~  
 24 8 10,142,332

CODE: General Fund supplemental appropriation to the First CBC  
 District Department.

DETAIL: This is an increase of \$52,125.

24 9 b. For the second judicial district department of  
 24 10 correctional services, including the treatment and supervision  
 24 11 of probation and parole violators who have been released from  
 24 12 the department of corrections violator program, the following  
 24 13 amount, or so much thereof as is necessary:  
 24 14 ..... \$ ~~7,755,402~~  
 24 15 7,803,027

CODE: General Fund supplemental appropriation to the Second CBC  
 District Department.

DETAIL: This is an increase of \$47,625.

24 16 c. For the third judicial district department of

CODE: General Fund supplemental appropriation to the Third CBC

24 17	correctional services, including the treatment and supervision	District Department.
24 18	of probation and parole violators who have been released from	
24 19	the department of corrections violator program, the following	DETAIL: This is an increase of \$37,125.
24 20	amount, or so much thereof as is necessary:	
24 21	..... \$ 4,631,423	
24 22	<u>4,668,548</u>	
24 23	d. For the fourth judicial district department of	CODE: General Fund supplemental appropriation to the Fourth CBC
24 24	correctional services, including the treatment and supervision	District Department.
24 25	of probation and parole violators who have been released from	
24 26	the department of corrections violator program, the following	DETAIL: This is an increase of \$19,500.
24 27	amount, or so much thereof as is necessary:	
24 28	..... \$ 4,248,965	
24 29	<u>4,268,465</u>	
24 30	e. For the fifth judicial district department of	CODE: General Fund supplemental appropriation to the Fifth CBC
24 31	correctional services, including the treatment and supervision	District Department.
24 32	of probation and parole violators who have been released from	
24 33	the department of corrections violator program, the following	DETAIL: This is an increase of \$122,625.
24 34	amount, or so much thereof as is necessary:	
24 35	..... \$ 12,982,837	
25 1	<u>13,105,462</u>	
25 2	f. For the sixth judicial district department of	CODE: General Fund supplemental appropriation to the Sixth CBC
25 3	correctional services, including the treatment and supervision	District Department.
25 4	of probation and parole violators who have been released from	
25 5	the department of corrections violator program, the following	DETAIL: This is an increase of \$40,500.
25 6	amount, or so much thereof as is necessary:	
25 7	..... \$ 10,064,717	
25 8	<u>10,105,217</u>	
25 9	g. For the seventh judicial district department of	CODE: General Fund supplemental appropriation to the Seventh
25 10	correctional services, including the treatment and supervision	CBC District Department.
25 11	of probation and parole violators who have been released from	



25 12 the department of corrections violator program, the following  
 25 13 amount, or so much thereof as is necessary:  
 25 14 ..... \$ 5,677,314  
 25 15 ..... 5,700,939

DETAIL: This is an increase of \$23,625.

25 16 h. For the eighth judicial district department of  
 25 17 correctional services, including the treatment and supervision  
 25 18 of probation and parole violators who have been released from  
 25 19 the department of corrections violator program, the following  
 25 20 amount, or so much thereof as is necessary:  
 25 21 ..... \$ 5,574,865  
 25 22 ..... 5,606,740

CODE: General Fund supplemental appropriation to the Eighth CBC District Department.

DETAIL: This is an increase of \$31,875.

25 23 The appropriations made in this subsection include  
 25 24 additional funding for costs to address additional  
 25 25 methamphetamine drug offenders under supervision.

Requires the additional funding in this Subsection to be used to address supervision of methamphetamine drug offenders, pursuant to SF 169 (Methamphetamine Precursors Act).

DETAIL: This Subsection provides a supplemental appropriation of \$375,000 to fund additional supervision staff in CBC.

25 26 Sec. 22. 2004 Iowa Acts, chapter 1175, section 188, is  
 25 27 amended to read as follows:  
 25 28 SEC. 188. STATE PUBLIC DEFENDER. There is appropriated  
 25 29 from the general fund of the state to the office of the state  
 25 30 public defender of the department of inspections and appeals  
 25 31 for the fiscal year beginning July 1, 2004, and ending June  
 25 32 30, 2005, the following amounts, or so much thereof as is  
 25 33 necessary, to be allocated as follows for the purposes  
 25 34 designated:

25 35 1. For salaries, support, maintenance, and miscellaneous  
 26 1 purposes, and for not more than the following full-time  
 26 2 equivalent positions:  
 26 3 ..... \$ 16,663,446

CODE: General Fund supplemental appropriation to the Office of the State Public Defender within the Department of Inspections and Appeals.

DETAIL: This is an increase of \$1,584,115 to fully staff the Office.

PG	LN	House File 811	Explanation
26	4	<u>18,247,561</u>	
26	5	..... FTEs 202.00	
26	6	2. For the fees of court-appointed attorneys for indigent	CODE: General Fund supplemental appropriation to the Office of the
26	7	adults and juveniles, in accordance with section 232.141 and	State Public Defender within the Department of Inspections and
26	8	chapter 815:	Appeals for indigent defense cases.
26	9	..... <del>\$ 19,355,297</del>	
26	10	<u>22,251,339</u>	DETAIL: This is an increase of \$2,896,042 for an increase in claims
			filed.
26	11	Sec. 23. 2004 Iowa Acts, chapter 1175, section 192,	CODE: General Fund supplemental appropriation to the Department
26	12	subsection 2, unnumbered paragraph 1, is amended to read as	of Public Safety for the Division of Criminal Investigation.
26	13	follows:	
26	14	For the division of criminal investigation and bureau of	DETAIL: This is an increase of \$150,000 for additional staff due to
26	15	identification, including the state's contribution to the	the expansion of table games. Under current law, the gaming industry
26	16	peace officers' retirement, accident, and disability system	reimburses the State General Fund for services provided by the
26	17	provided in chapter 97A in the amount of 17 percent of the	Department.
26	18	salaries for which the funds are appropriated, to meet federal	
26	19	fund matching requirements, and for not more than the	
26	20	following full-time equivalent positions:	
26	21	..... <del>\$ 14,058,510</del>	
26	22	<u>14,208,510</u>	
26	23	..... FTEs 221.50	
26	24	Sec. 24. 2004 Iowa Acts, chapter 1175, section 193, is	CODE: General Fund supplemental appropriation to the Civil Rights
26	25	amended to read as follows:	Commission.
26	26	SEC. 193. CIVIL RIGHTS COMMISSION. There is appropriated	
26	27	from the general fund of the state to the Iowa state civil	DETAIL: This is an increase of \$56,000 to maintain existing
26	28	rights commission for the fiscal year beginning July 1, 2004,	operations. The Commission has laid off two staff and is holding
26	29	and ending June 30, 2005, the following amount, or so much	three additional positions vacant. A furlough plan has been
26	30	thereof as is necessary, to be used for the purposes	implemented.
26	31	designated:	
26	32	For salaries, support, maintenance, miscellaneous purposes,	
26	33	and for not more than the following full-time equivalent	
26	34	positions:	

PG LN

House File 811

Explanation

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26	35	.....	\$	825,752
27	1			<u>881,752</u>
27	2	..... FTEs		28.00

27 3 The Iowa state civil rights commission may enter into a  
27 4 contract with a nonprofit organization to provide legal  
27 5 assistance to resolve civil rights complaints.

Restates current intent language.

27 6 Sec. 25. EFFECTIVE DATE. This division of this Act, being  
27 7 deemed of immediate importance, takes effect upon enactment.  
27 8 HF 811

Specifies that this Division takes effect upon enactment.

27 9 jm:jp/es/25

# Justice System

## General Fund

H.F. 811	Estimated FY 2005	S-House Act. FY 2005	Estimated Net FY 2005	Gov Rec FY 2006	House Action FY 2006	House Action vs. Est. Net FY05	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Justice, Department of</u></b>							
General Office A.G.	\$ 7,774,280	\$ 0	\$ 7,774,280	\$ 7,849,280	\$ 7,774,280	\$ 0	PG 1 LN 10
Consumer Advocate	2,810,442	0	2,810,442	2,810,442	2,810,442	0	PG 5 LN 7
Victim Assistance Grants	5,000	0	5,000	5,000	5,000	0	PG 1 LN 25
Legal Services Poverty Grant		0	0	0	0	0	PG 1 LN 31
<b>Total Justice, Department of</b>	<b>\$ 10,589,722</b>	<b>\$ 0</b>	<b>\$ 10,589,722</b>	<b>\$ 10,664,722</b>	<b>\$ 10,589,722</b>	<b>\$ 0</b>	
<b><u>Civil Rights Commission</u></b>							
Civil Rights Commission	\$ 858,088	\$ 56,000	\$ 914,088	\$ 950,788	\$ 950,788	\$ 36,700	PG 22 LN 1
<b><u>Corrections, Department of</u></b>							
<b><u>Corrections Institutions</u></b>							
Ft. Madison Inst.	\$ 38,170,426	\$ 0	\$ 38,170,426	\$ 38,923,261	\$ 38,923,261	\$ 752,835	PG 5 LN 27
Anamosa Inst.	27,015,049	0	27,015,049	27,257,452	27,257,452	242,403	PG 5 LN 31
Oakdale Inst.	23,624,725	100,000	23,724,725	25,730,278	24,730,278	1,005,553	PG 6 LN 4
Newton Inst.	24,631,729	0	24,631,729	25,073,632	25,073,632	441,903	PG 6 LN 8
Mt Pleasant Inst.	22,560,276	0	22,560,276	23,003,340	23,003,340	443,064	PG 6 LN 12
Rockwell City Inst.	7,797,776	0	7,797,776	8,096,378	8,096,378	298,602	PG 6 LN 30
Clarinda Inst.	22,590,992	0	22,590,992	22,904,497	22,904,497	313,505	PG 6 LN 34
Mitchellville Inst.	13,248,001	0	13,248,001	14,002,603	14,002,603	754,602	PG 7 LN 8
Ft. Dodge Inst.	25,984,774	0	25,984,774	26,315,943	26,315,943	331,169	PG 7 LN 12
<b>Total Corrections Institutions</b>	<b>205,623,748</b>	<b>100,000</b>	<b>205,723,748</b>	<b>211,307,384</b>	<b>210,307,384</b>	<b>4,583,636</b>	
<b><u>Corrections Central Office</u></b>							
Substance Abuse/Mental Health	0	0	0	0	1,000,000	1,000,000	PG 7 LN 16
County Confinement	674,954	0	674,954	674,954	674,954	0	PG 7 LN 32
Federal Prisoners/Contractual	241,293	0	241,293	241,293	241,293	0	PG 8 LN 2
Central Office Corrections	2,829,708	414,416	3,244,124	2,829,708	2,829,708	-414,416	PG 8 LN 27

# Justice System

## General Fund

H.F. 811	Estimated FY 2005	S-House Act. FY 2005	Estimated Net FY 2005	Gov Rec FY 2006	House Action FY 2006	House Action vs. Est. Net FY05	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Corrections, Department of (cont.)</u></b>							
<b><u>Corrections Central Office (cont.)</u></b>							
Corrections Education	1,008,358	0	1,008,358	1,008,358	1,008,358	0	PG 9 LN 30
Iowa Corr. Offender Network	427,700	0	427,700	427,700	427,700	0	PG 10 LN 23
<b>Total Corrections Central Office</b>	5,182,013	414,416	5,596,429	5,182,013	6,182,013	585,584	
<b><u>CBC Districts</u></b>							
CBC District I	10,113,032	52,125	10,165,157	10,406,624	10,406,624	241,467	PG 12 LN 16
CBC District II	7,772,849	47,625	7,820,474	8,017,509	8,017,509	197,035	PG 12 LN 22
CBC District III	4,640,744	37,125	4,677,869	4,836,472	4,836,472	158,603	PG 12 LN 28
CBC District IV	4,256,613	19,500	4,276,113	4,305,545	4,305,545	29,432	PG 12 LN 34
CBC District V	13,009,486	122,625	13,132,111	13,547,738	13,547,738	415,627	PG 13 LN 5
CBC District VI	10,087,064	40,500	10,127,564	10,331,724	10,331,724	204,160	PG 13 LN 11
CBC District VII	5,689,384	23,625	5,713,009	5,787,248	5,787,248	74,239	PG 13 LN 17
CBC District VIII	5,586,576	31,875	5,618,451	5,722,888	5,722,888	104,437	PG 13 LN 23
<b>Total CBC Districts</b>	61,155,748	375,000	61,530,748	62,955,748	62,955,748	1,425,000	
<b>Total Corrections, Department of</b>	\$ 271,961,509	\$ 889,416	\$ 272,850,925	\$ 279,445,145	\$ 279,445,145	\$ 6,594,220	
<b><u>Inspections &amp; Appeals, Dept of</u></b>							
Public Defender	\$ 16,860,849	\$ 1,584,115	\$ 18,444,964	\$ 18,444,964	\$ 18,444,964	\$ 0	PG 15 LN 34
Indigent Defense Appropriation	19,355,297	2,896,042	22,251,339	21,163,082	21,163,082	-1,088,257	PG 16 LN 4
<b>Total Inspections &amp; Appeals, Dept of</b>	\$ 36,216,146	\$ 4,480,157	\$ 40,696,303	\$ 39,608,046	\$ 39,608,046	\$ -1,088,257	
<b><u>Law Enforcement Academy</u></b>							
Operations	\$ 1,075,138	\$ 0	\$ 1,075,138	\$ 1,075,138	\$ 1,075,138	\$ 0	PG 16 LN 9
<b><u>Parole, Board of</u></b>							
Parole Board	\$ 1,072,560	\$ 0	\$ 1,072,560	\$ 1,106,044	\$ 1,121,044	\$ 48,484	PG 17 LN 7

# Justice System

## General Fund

H.F. 811	Estimated FY 2005	S-House Act. FY 2005	Estimated Net FY 2005	Gov Rec FY 2006	House Action FY 2006	House Action vs. Est. Net FY05	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Public Defense, Department of</u></b>							
Public Defense, Dept. of Military Division	\$ 5,130,040	\$ 0	\$ 5,130,040	\$ 5,130,040	\$ 5,130,040	\$ 0	PG 17 LN 24
Emergency Management Division Homeland Sec. & Emer. Mgmt Div	1,172,230	0	1,172,230	1,172,230	1,172,230	0	PG 17 LN 35
<b>Total Public Defense, Department of</b>	<b>\$ 6,302,270</b>	<b>\$ 0</b>	<b>\$ 6,302,270</b>	<b>\$ 6,302,270</b>	<b>\$ 6,302,270</b>	<b>\$ 0</b>	
<b><u>Public Safety, Department of</u></b>							
Public Safety Administration	\$ 3,073,274	\$ 0	\$ 3,073,274	\$ 3,520,033	\$ 3,095,033	\$ 21,759	PG 18 LN 11
Investigation, DCI	14,058,510	150,000	14,208,510	15,539,052	14,807,052	598,542	PG 18 LN 16
Narcotics Enforcement	3,930,089	0	3,930,089	4,701,141	4,701,141	771,052	PG 19 LN 5
Undercover Funds	123,343	0	123,343	123,343	123,343	0	PG 19 LN 14
Fire Marshal	2,181,998	0	2,181,998	2,181,998	2,456,998	275,000	PG 19 LN 17
Fire Service	638,021	0	638,021	638,021	638,021	0	PG 19 LN 25
Iowa State Patrol	42,517,133	0	42,517,133	43,901,973	43,151,973	634,840	PG 20 LN 2
DPS/SPOC Sick Leave Payout	316,179	0	316,179	316,179	316,179	0	PG 20 LN 30
Fire Fighter Training	559,587	0	559,587	699,587	699,587	140,000	PG 21 LN 12
DCI Crime Lab	0	0	0	0	0	0	PG 18 LN 25
<b>Total Public Safety, Department of</b>	<b>\$ 67,398,134</b>	<b>\$ 150,000</b>	<b>\$ 67,548,134</b>	<b>\$ 71,621,327</b>	<b>\$ 69,989,327</b>	<b>\$ 2,441,193</b>	
<b>Total Justice System</b>	<b>\$ 395,473,567</b>	<b>\$ 5,575,573</b>	<b>\$ 401,049,140</b>	<b>\$ 410,773,480</b>	<b>\$ 409,081,480</b>	<b>\$ 8,032,340</b>	

# Justice System

## Non General Fund

H.F. 811	Estimated FY 2005	S-House Act. FY 2005	Estimated Net FY 2005	Gov Rec FY 2006	House Action FY 2006	House Action vs. Est. Net FY05	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Justice, Department of</u></b>							
Environmental Crime Invest	\$ 0	\$ 0	\$ 0	\$ 0 <sup>15</sup>	\$ 20,000	\$ 0	PG 4 LN 14
Fine Paper Anti Trust	0	0	0	0 <sup>13</sup>	200,000	0	PG 1 LN 34
Consumer Fraud Refunds	0	0	0	0 <sup>14</sup>	1,200,000	0	PG 2 LN 34
Fine Paper Microsoft	0	0	0	0 <sup>13</sup>	300,000	0	PG 2 LN 20
<b>Total Justice, Department of</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	
<b><u>Corrections, Department of</u></b>							
<b>Corrections Central Office</b>							
Microsoft - Corrections	\$ 0	\$ 0	\$ 0	\$ 0 <sup>13</sup>	\$ 42,000	\$ 0	PG 8 LN 8
Microsoft - Substance Abuse Ed	0	0	0	0 <sup>13</sup>	214,000	0	PG 7 LN 18
<b>Total Corrections Central Office</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	
<b>Corr. - Mt Pleasant</b>							
Microsoft - Mt. Pleasant Chape			0	0 <sup>13</sup>	10,000	0	PG 6 LN 16
<b>Total Corrections, Department of</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	
<b><u>Public Safety, Department of</u></b>							
Microsoft - Patrol	\$ 0	\$ 0	\$ 0	0 <sup>13</sup>	390,000	0	PG 20 LN 12
<b>Total Justice System</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	
Contingency <sup>13</sup> Fine Paper Anti Trust	\$ 0	\$ 0	\$ 0	\$ 0	\$ 1,156,000	\$ 0	
Contingency <sup>14</sup> Consumer Fraud Refunds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 1,200,000	\$ 0	
Contingency <sup>15</sup> Environmental Crime Invest	\$ 0	\$ 0	\$ 0	\$ 0	\$ 20,000	\$ 0	

# Justice System

## FTE

H.F. 811	Estimated FY 2005	S-House Act. FY 2005	Estimated Net FY 2005	Gov Rec FY 2006	House Action FY 2006	House Action vs. Est. Net FY05	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Justice, Department of</u></b>							
General Office A.G.	214.50	0.00	214.50	214.50	214.50	0.00	PG 1 LN 10
Consumer Advocate	27.00	0.00	27.00	27.00	27.00	0.00	PG 5 LN 7
Victim Compensation Fund	0.00	0.00	0.00	0.00	0.00	0.00	PG 3 LN 24
<b>Total Justice, Department of</b>	<b>241.50</b>	<b>0.00</b>	<b>241.50</b>	<b>241.50</b>	<b>241.50</b>	<b>0.00</b>	
<b><u>Civil Rights Commission</u></b>							
Civil Rights Commission	27.00	0.00	27.00	27.50	27.50	0.50	PG 22 LN 1
<b><u>Corrections, Department of</u></b>							
<b><u>Corrections Institutions</u></b>							
Ft. Madison Inst.	549.00	0.00	549.00	560.50	560.50	11.50	PG 5 LN 27
Anamosa Inst.	370.75	0.00	370.75	374.25	374.25	3.50	PG 5 LN 31
Oakdale Inst.	267.00	0.00	267.00	317.50	317.50	50.50	PG 6 LN 4
Newton Inst.	335.00	0.00	335.00	336.00	336.00	1.00	PG 6 LN 8
Mt Pleasant Inst.	308.96	0.00	308.96	315.96	315.96	7.00	PG 6 LN 12
Rockwell City Inst.	108.00	0.00	108.00	109.00	109.00	1.00	PG 6 LN 30
Clarinda Inst.	334.65	0.00	334.65	335.65	335.65	1.00	PG 6 LN 34
Mitchellville Inst.	196.00	0.00	196.00	205.50	205.50	9.50	PG 7 LN 8
Ft. Dodge Inst.	372.00	0.00	372.00	376.00	376.00	4.00	PG 7 LN 12
<b>Total Corrections Institutions</b>	<b>2,841.36</b>	<b>0.00</b>	<b>2,841.36</b>	<b>2,930.36</b>	<b>2,930.36</b>	<b>89.00</b>	
<b><u>Corrections Central Office</u></b>							
Central Office Corrections	37.18	0.00	37.18	37.18	37.18	0.00	PG 8 LN 27
<b><u>CBC Districts</u></b>							
CBC District I	189.96	0.00	189.96	195.96	195.96	6.00	PG 12 LN 16
CBC District II	137.04	0.00	137.04	136.29	136.29	-0.75	PG 12 LN 22
CBC District III	74.49	0.00	74.49	78.49	78.49	4.00	PG 12 LN 28
CBC District IV	72.50	0.00	72.50	73.50	73.50	1.00	PG 12 LN 34



# Justice System

## FTE

H.F. 811	Estimated FY 2005	S-House Act. FY 2005	Estimated Net FY 2005	Gov Rec FY 2006	House Action FY 2006	House Action vs. Est. Net FY05	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Corrections, Department of (cont.)</u></b>							
<b>CBC Districts (cont.)</b>							
CBC District V	235.95	0.00	235.95	246.95	246.95	11.00	PG 13 LN 5
CBC District VI	183.24	0.00	183.24	180.49	180.49	-2.75	PG 13 LN 11
CBC District VII	95.95	0.00	95.95	97.95	97.95	2.00	PG 13 LN 17
CBC District VIII	86.85	0.00	86.85	88.85	88.85	2.00	PG 13 LN 23
<b>Total CBC Districts</b>	<b>1,075.98</b>	<b>0.00</b>	<b>1,075.98</b>	<b>1,098.48</b>	<b>1,098.48</b>	<b>22.50</b>	
<b>Total Corrections, Department of</b>	<b>3,954.52</b>	<b>0.00</b>	<b>3,954.52</b>	<b>4,066.02</b>	<b>4,066.02</b>	<b>111.50</b>	
<b><u>Inspections &amp; Appeals, Dept of</u></b>							
Public Defender	202.00	0.00	202.00	202.00	202.00	0.00	PG 15 LN 34
<b><u>Law Enforcement Academy</u></b>							
Operations	30.05	0.00	30.05	30.05	30.05	0.00	PG 16 LN 9
<b><u>Parole, Board of</u></b>							
Parole Board	16.50	0.00	16.50	17.50	17.50	1.00	PG 17 LN 7
<b><u>Public Defense, Department of</u></b>							
<b>Public Defense, Dept. of</b>							
Military Division	317.35	0.00	317.35	312.55	312.55	-4.80	PG 17 LN 24
<b>Emergency Management Division</b>							
Homeland Sec. & Emer. Mgmt Div	25.25	0.00	25.25	24.75	24.75	-0.50	PG 17 LN 35
<b>Total Public Defense, Department of</b>	<b>342.60</b>	<b>0.00</b>	<b>342.60</b>	<b>337.30</b>	<b>337.30</b>	<b>-5.30</b>	
<b><u>Public Safety, Department of</u></b>							
Public Safety Administration	37.00	0.00	37.00	38.00	38.00	1.00	PG 18 LN 11
Investigation, DCI	215.50	0.00	215.50	222.50	222.50	7.00	PG 18 LN 16

# Justice System

## FTE

H.F. 811	Estimated FY 2005	S-House Act. FY 2005	Estimated Net FY 2005	Gov Rec FY 2006	House Action FY 2006	House Action vs. Est. Net FY05	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Public Safety, Department of (cont.)</u></b>							
Narcotics Enforcement	75.00	0.00	75.00	75.00	75.00	0.00	PG 19 LN 5
Fire Marshal	39.00	0.00	39.00	39.00	42.00	3.00	PG 19 LN 17
Fire Service	10.00	0.00	10.00	10.00	10.00	0.00	PG 19 LN 25
Iowa State Patrol	521.00	0.00	521.00	531.00	531.00	10.00	PG 20 LN 2
Fire Fighter Training	1.00	0.00	1.00	1.00	1.00	0.00	PG 21 LN 12
<b>Total Public Safety, Department of</b>	<b>898.50</b>	<b>0.00</b>	<b>898.50</b>	<b>916.50</b>	<b>919.50</b>	<b>21.00</b>	
<b>Total Justice System</b>	<b>5,712.67</b>	<b>0.00</b>	<b>5,712.67</b>	<b>5,838.37</b>	<b>5,841.37</b>	<b>128.70</b>	